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Rules of Governmental Agencies

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INTRODUCTION

The Illinois Register is the official state document for publishing public notice of rulemaking activity by State governmental agencies. The table of contents is arranged categorically by rulemaking activity and alphabetically by agency within each category. Rulemaking activity consists of proposed or adopted new rules or amendments to or repealers of existing rules, including those by emergency or peremptory action.

The *Register* also contains Executive Orders and Proclamations issued by the Governor, notices of public information required by State statute, and activities (meeting agendas, Statements of Objection or Recommendation, etc.) of the Joint Committee on Administrative Rules (JCAR), a legislative oversight committee which monitors the rulemaking activities of State agencies. In addition, the *Register* contains a Cumulative Index listing alphabetically by agency the Parts (sets of rules) on which rulemaking activity has occurred in the current *Register* volume and a Sections Affected Index listing, by Title of the *Illinois Administrative Code*, each Section (including supplementary material) of a Part on which rulemaking activity has occurred in the current volume. Both indices are action coded and are designed to aid the public in monitoring rules.

The *Register* will serve as the update to the *Illinois Administrative Code*, a compilation of the rules of State agencies. The most recent edition of the *Code* along with the *Register* comprise the most current accounting of the State agencies' rules.

The *Illinois Register* is the property of the State of Illinois, granted by the authority of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, pars. 1001 et seq., as amended).

REGISTER PUBLICATION SCHEDULE 1992

Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:	Material Rec'd after 4:30 p.m. on:	And before 4:30 p.m. on:	Will be in Issue #:	Published on:
Dec. 17, 1991	Dec. 24, 1991	1	Jan. 3, 1992	June 23, 1992	June 30, 1992	28	July 10, 1992
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Jan. 21, 1992	Jan. 28, 1992	6	Feb. 7, 1992	July 28, 1992	Aug. 4, 1992	33	Aug. 14, 1992
Jan. 28, 1992	Feb. 4, 1992	7	Feb. 14, 1992	Aug. 4, 1992	Aug. 11, 1992	34	Aug. 21, 1992
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Feb. 18, 1992	Feb. 25, 1992	10	Mar. 6, 1992	Aug. 25, 1992	Sept. 1, 1992	37	Sept. 11, 1992
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Mar. 3, 1992	Mar. 10, 1992	12	Mar. 20, 1992	Sept. 8, 1992	Sept. 15, 1992	39	Sept. 25, 1992
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Mar. 17, 1992	Mar. 24, 1992	14	Apr. 3, 1992	Sept. 22, 1992	Sept. 29, 1992	41	Oct. 9, 1992
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Apr. 21, 1992	Apr. 28, 1992	19	May 8, 1992	Oct. 27, 1992	Nov. 2, 1992 (Mon)	46	Nov. 13, 1992
Apr. 28, 1992	May 5, 1992	20	May 15, 1992	Nov. 2, 1992 (Mon)	Nov. 10, 1992	47	Nov. 20, 1992
May 5, 1992	May 12, 1992	21	May 22, 1992	Nov. 10, 1992	Nov. 17, 1992	48	Nov. 30, 1992 (Mon.)
May 12, 1992	May 19, 1992	22	May 29, 1992	Nov. 17, 1992	Nov. 24, 1992	49	Dec. 4, 1992
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June 2, 1992	June 9, 1992	25	June 19, 1992	Dec. 8, 1992	Dec. 15, 1992	52	Dec. 28, 1992 (Mon)
June 9, 1992	June 16, 1992	26	June 26, 1992	Dec. 15, 1992	Dec. 22, 1992	1	Jan. 4, 1993 (Mon)
June 16, 1992	June 23, 1992	27	July 6, 1992 (Mon)	Dec. 22, 1992	Dec. 29, 1992	2	Jan. 8, 1993

Please note: When the Register deadline falls on a State holiday, the deadline becomes 4:30 p.m. on Monday (the day before).

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Training Services for the Disadvantaged
- 2) Code Citation: 56 Ill. Adm. Code 2610
- 3) Section Numbers: Proposed Action:
2610.130 Amendment
- 4) Statutory Authority: Section 165 of the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982 (29 U.S.C. 1501), as amended by P.L. 97-404, effective December 31, 1982 (42 U.S.C. 602); P.L. 99-496, effective October 16, 1986 (29 U.S.C. 1501); P.L. 99-570, effective October 27, 1986 (21 U.S.C. 801); and P.L. 100-418, effective August 23, 1988 (20 U.S.C. 5001)) and authorized by Sections 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.40(b) and 46.42).

5) A Complete Description of the Subjects and Issues Involved: This rulemaking serves to update provisions of Section 2610.130 of the "Training Services for the Disadvantaged" rules governing MIS reporting requirements, participant record requirements, participant follow-up data collection requirements, eligibility review and verification system, and reporting detail. The rulemaking also revises record retention requirements and updates several references within the Section.

- 6) Will these proposed amendments replace an emergency amendment currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporations by reference? Yes.
- 9) Are there any proposed amendments pending on this Part? Yes.

Section Numbers: Proposed Action: Illinois Register Citation:
2610.75 Amendment August 23, 1991
15 Ill. Reg. 11894

- 10) Statement of Statewide Policy Objectives: This rulemaking does not create or expand a state mandate as defined in Section 3(b) of the State Mandates Act (Ill. Rev. Stat. 1989, ch. 85, par. 2203).
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Interested persons may present their comments concerning this proposed rulemaking in writing within 45 days after this edition of the Illinois Register to the following:

Mr. Norman Sims, Deputy Director
Department of Commerce and Community Affairs

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

Bureau of Policy Development, Planning & Research
620 East Adams Street, 3rd Floor
Springfield, Illinois 62701
(217) 524-4845

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 20, 1992.
- B) Types of small businesses and small municipalities affected: There will be no direct effect on small municipalities. This rulemaking affects grantees under the Job Training Partnership Act. Thirteen of these grantees are not-for-profits and are therefore considered to be small businesses in accordance with the Illinois Administrative Procedure Act.
- C) Reporting, bookkeeping or other procedures required for compliance: All grantees must follow the revised reporting and record retention requirements.
- D) Types of professional skills necessary for compliance: No additional skills are necessary for compliance.

The full text of the Proposed Amendments begins on the next page:

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

TITLE 56: LABOR AND EMPLOYMENT
CHAPTER III: DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

PART 2610

TRAINING SERVICES FOR THE DISADVANTAGED

Section	
2610.10	Legislative Base
2610.20	Definitions
2610.30	Allocation of Funds
2610.40	Local Job Training Plan
2610.50	Plan Development and Approval
2610.60	Coordination Criteria
2610.70	Allowable Activities
2610.80	Eligibility Requirements
2610.90	Waivers of Limitation of Cost
2610.100	Performance Standards
2610.110	Grievance Procedures
2610.120	Nondiscrimination
2610.130	Reports and Recordkeeping Requirements
2610.140	Administrative Requirements
2610.150	Incorporation by Reference
2610.Appendix A	Coordination Agreement
2610.Appendix B	Memorandums of Understanding
Illustration A	Memorandum of Understanding Between the JTPA Service Delivery Area and the Department of Children and Family Services
Illustration B	Memorandum of Understanding Between the JTPA Substate Grantee and the Area Agencies on Aging or Other Not-For-Profit Agency Administering Title V of the Older Americans Act
Illustration C	Memorandum of Understanding Between the JTPA Title II and III and the Displaced Homemaker Program
Illustration D	Memorandum of Understanding Between the JTPA Substate Grantee and the Illinois Department of Rehabilitation Services
Illustration E	Memorandum of Understanding Between the JTPA Substate Grantee and the Illinois Department of Public Aid/Project Chance

AUTHORITY: Implementing Sections 46.41 and 46.49 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.41 and 46.49); Section 4 of the Illinois Job Training Coordinating Council Act (Ill. Rev. Stat. 1989, ch. 48, par. 2104), and the Job Training Partnership Act (P.L. 97-300, effective October 13, 1982 (29 U.S.C. 1501), as amended by P.L. 97-404, effective December 31, 1982 (42 U.S.C. 602); P.L. 99-496, effective October 16, 1986 (29 U.S.C. 1501); P.L. 99-570, effective October 27, 1986 (21 U.S.C. 801); and P.L. 100-418, effective August 23, 1988 (20 U.S.C.

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NOTICE OF PROPOSED AMENDMENTS

5001)) and authorized by Sections 46.40(b) and 46.42 of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1989, ch. 127, pars. 46.40(b) and 46.42).

SOURCE: Adopted at 8 Ill. Reg. 17819, effective September 14, 1984; amended at 9 Ill. Reg. 6119, effective April 19, 1985; amended at 9 Ill. Reg. 13072, effective August 12, 1985; amended at 10 Ill. Reg. 4816, effective March 11, 1986; emergency amendments at 10 Ill. Reg. 12780, effective July 10, 1986, for a maximum of 150 days; amended at 11 Ill. Reg. 2738, effective January 26, 1987; amended at 11 Ill. Reg. 11954, effective July 7, 1987; amended at 12 Ill. Reg. 4128, effective February 8, 1988; amended at 13 Ill. Reg. 14875, effective September 6, 1989; amended at 14 Ill. Reg. 1976, effective January 18, 1990; amended at 15 Ill. Reg. 7595, effective May 7, 1991; amended at 15 Ill. Reg. 10386, effective July 1, 1991; amended at 15 Ill. Reg. 13137 effective August 27, 1991; amended at 16 Ill. Reg. _____, effective _____.

Section 2610.130 Reports and Recordkeeping Requirements

a) Record Retention Requirements

1) All grantees shall adhere to the provisions contained in the Regulations of the Local Records Commission (44 Ill. Adm. Code 4000) and the Local Records Act (Ill. Rev. Stat. 1989, ch. 116, par. 43.102 et seq.), if applicable.

2) All other grantees, not subject to the Local Records Act and regulations referenced in subsection (a)(1), shall apply to the Department for authority to destroy records relating to JTPA grants. In determining whether to approve such application, the Department shall consider whether the records are necessary for ongoing monitoring purposes, whether the records are necessary for Department compliance with federal regulations, and whether the records have any other administrative, legal or fiscal value to the JTPA program.

3)2) Additionally, the provisions of the 20 CFR 629.35 (1983 April 1, 1991) are applicable.

b) Management Information System - In accordance with the requirements of Section 165 of the Act, the Department shall develop and implement a statewide Management Information System (MIS).

1) All participant-serving grantees under the Act shall participate in the Department's MIS management information system and provide to the Department and maintain in document files for each participant, information elements

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

as specified in subsections (c) and (d) of this Section.

2) The statewide MIS shall be an automated system for the collection, processing and reporting of information on participants relating to eligibility determination, demographic characteristics, performance measures (pre- and post-program outcomes), employability, participation in activities and services under the Act, termination, and follow-up.

3) The system shall collect required expenditure reports as specified in subsection (e) of this Section.

4) The Department shall install telecommunications lines and remote data entry equipment where such is required to support collection of the information requirements as specified in this Part. The determination regarding need for equipment will be based primarily on the number of participants to be served.

5) Standardized instructions and data collection and data entry forms shall be issued by the Department, consistent with the information requirements as specified in this Part.

6) Participant-serving grantees shall enter all participant transactions into the statewide MIS within thirty calendar days of each transaction. Participant transactions are defined as those events and information which are recorded on the forms as specified in subsections (c) and (d) of this Section.

7) The Department will utilize participant information and expenditure information (e.g. information specified in subsections (c), (d), (f), and (g) of this Section) entered into the MIS by the thirtieth day of the month following the end of each quarter for the following purposes:

- A) Production of monitoring and assessment reports.
- B) Calculation of performance standards and outcomes.
- C) Determination of incentive bonus awards.
- D) Determination of expenditure levels, deobligation and reallocation of funds.

c) Participant Record Requirements - Participant record requirements shall be promulgated in order for the Department to comply with

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NOTICE OF PROPOSED AMENDMENTS

the following Sections of the Act: 108 (b)(3); 121 (c)(3); 123 (c)(1); 123 (c)(3); 124 (d); 141 (e); 141 (k); 165; 167 (a); 203; 204 (11); 205 (b)(1); 205 (c); 205 (d); 253; 302 (a); and 504. Each participant-serving grantee under the Act shall collect and retain file documentation for each participant as specified in this Section. Each participant-serving grantee shall collect and maintain file documentation sufficient to verify the eligibility of individuals for participation in titles and programs under the Act. This type of documentation consists of the applicant record (i.e., application form, work history, family income statement, eligibility certification checklists), documents verifying elements of the applicant record which pertain to eligibility (for example, tax returns, check stubs, statements from government agencies indicating eligibility for public assistance), and verification of collateral contact (for example, records of SDA employee conversations with third parties). Grantees shall not be required to maintain a work history form for youth enrolled in programs authorized under Section 251 of the Act (29 U.S.C. 1631). The Department shall issue standardized forms and procedures for the collection and retention of each element of the participant record, including a technical assistance guide. Participant record requirements shall be consistent with the MIS Management Information System requirements under subsection (b) of this Section. The specific elements of the participant record are as follows:

1) JTPA Application Information

A) Identification Data

- i) Service Delivery Area/Dislocated Worker-Center Substate Grantee
- ii) Client ID
- iii) Application Date
- iv) Determination of Client Application Status

v) Name

- vi) Address (Street, City, State, Zip Code and County)

vii) Telephone Number

B) Demographic/Descriptive Data

- i) Sex

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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xii) Part-time Student

xiii) Educational Achievements: Student Meeting Attendance/Achievement Levels; Student Not Meeting Attendance/Achievement Levels; or High School Graduate with Educational Deficiencies

xiv) Post High School Plans: Plan to Enter Full-Time Labor Market or Plan to Continue with Post Secondary Education

xiv) Employment Experience (Yes/No): Completed Equivalent of Pre-Employment Skills Training or Received Paid Employment No Greater than 250 Hours

xvi) Client Determined Eligible for Program (Yes/No): Title IIA, Adult/Youth Training Program; Title IIA, Education for Employment; Title IIA, Entry Employment Experience; Title IIA, School to Work Transition; Title IIA, Limited Work Experience; Title IIA, Pre-Employment Skills/Training; Title IIA, Try-out Employment; Title IIB, Summer Youth Program; Title IBE, Section 123(82 Program); or Title IBO, Section 124 (Older Workers)

xvii) Termination/Laid Off from Employment: Terminated or Laid Off; Received Notice of Termination or Layoff; Terminated As a Result of Plant Closure; Receive Notification of Termination as a Result of Plant Closure; or None of Above

xviii) Termination or Notification Date

xvix) Primary Occupation Standard Occupational Classifications (SOC) Codes

xx) Hourly Wage of Dislocation Job

xxi) Total Months Employed in All Previous Primary Occupation(s)

xxii) Months Since Last Employed in Last Previous Primary Occupation

xxiii) Weeks Unemployed (Since Any Employment)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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ii) Date of Birth

iii) Age

iv) Ethnic Group: White (Not-Hispanic); Black (Not-Hispanic); Hispanic; Asian/Pacific Islander; or American Indian/Alaskan Native

v) Education Status: High School Dropout; Student (High School or Less); High School Graduate (or GED); or Post High School Education; or College Graduate

c) Eligibility Determination and Documentation Data

i) Single Head of Household with Dependent Children (Yes/No)

ii) Displaced Homemaker

iii) Authorized to Work in U.S.: Not Authorized; U.S. Citizen; Registered Alien/Refugee

iv) Selective Service Registrant Compliance

iv) Barriers to Employment: At Risk of Dropping Out of School; Limited English Proficiency; Displaced-Homemaker; Pregnant/Parenting Teenage Parent; Handicapped; Older Worker; Veteran; Vietnam-Era Veteran; Offender; Substance Abuser; or Other (Specify)

vi) Economically Disadvantaged (Yes/No): Meets Income Criteria; Welfare Recipient; Foster Child; Food Stamp Recipient; or Homeless

vii) Family Income

viii) Number in Family

viix) Enrolled Under 10% Criteria (Yes/No)

ix) Type of Welfare Received (Yes/No): AFDC; WIN Registrant; JOBS Program Participant; General Assistance; Refugee Assistance; or SSI (SSA Social Security Act Title XVI)

xi) Highest School Grade Completed

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

- xxiv) Documented Job Search Criteria Met (Yes/No)
- xxv) Weeks Unemployed (Out of Last 20 Weeks)
- xxvi) Enrolled in Client-Eligibility for Title III and/or III D as of June 30, 1989, -Dislocated Worker-Training-Assistance-(Yes/No)
- xxvii) Self-Employed
- xxviii) Certificate of Continuing Eligibility Redemption
- xxix) Client Eligibility for Title III, Dislocated Worker Training Assistance (Yes/No)
- xxx) Dislocation Event ID
- D) Programmatic Data
- i) Referral Sources
- ii) Transfer from Other JTPA Title (Yes/No)
- E) Performance Assessment Data
- i) Labor Force Status: Unemployed; Employed; Not in Labor Force; Unemployed 15 or More Weeks of Prior 26 Weeks
- ii) Unemployment Compensation Status: Eligible for Benefits; Receiving Benefits; or Exhausted Benefits
- iii) Minimal Work History
- iv) SOC Codes of Previous Occupations
- v) Months received AFDC (Last 30 Months)
- F) Certification and Recertification Signature: Signature of Applicant; Signature of Parent or Guardian (If Applicable); Relationship to Applicant; Signature of Interviewer; and Dates
- 2) Supplemental/Optional Record
- A) Supplemental Data

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

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- i) Referral to Other Agency (Yes/No)
- ii) Name of Agency to Which Referral Was Made and Date of Referral
- iii) Reading Grade Level, Test Date and Deficiency Rating (Yes/No)
- iv) Mathematics Grade Level, Test Date and Deficiency Rating (Yes/No)
- v) Current School Grade Level/Highest School Grade Completed
- vi) Youth Competency Skill Area Deficiencies: Pre-employment/Work Maturity; Basic Educational Skills; Job Specific Skills
- vii) Certificate of Continuing Eligibility Issued(Yes/No)
- viii) Concurrent Participation Needed (Yes/No - Not Determined)
- B) Optional Data
- i) Benefit Rating
- ii) Need Rating
- iii) Ward of State (Yes/No)
- iv) Migrant Worker (Yes/No)
- v) User Application Fields
- vi) User Target Population Fields
- C) Collateral Contacts (Optional)
- i) Contact Name
- ii) Contact Address (Street, City, State, Zip Code)
- iii) Telephone Number
- iv) Relationship to Client
- 3) Training/Services Record

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

A)

Identification Data

i) Service Delivery Area/Bislocated-Worker-Center Substate Grantee

ii) Client ID

iii) Application Date

iv) JTPA Title

v) Client Name

B) Training/Service Code

i) Training/Service Code

ii) Sequence Number

iii) Service Provider

iv) Grant Number

v) Sent to Other Provider (Yes/No)

vi) Planned Start Date

vii) Actual Start Date

viii) Planned End Date

ix) Actual End Date

x) SOC Code

xi) Classification of Industrial Program (CIP) Code

xii) Try-Out Employment Site

xiii) Hourly Wage

xiv) Scheduled Hours

xv) Cumulative Hours

xvi) Cumulative Hours Override

xvii) Successfully Completed (Yes/No)

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

xviii) Training/Service Type

xix) Non-JTPA Training/Service

C) Signatures

i) Signature of Individual Completing Form

ii) Date

4) Termination Record

A) Identification Data

i) Service Delivery Area/Bislocated-Worker-Center Substate Grantee

ii) Client ID

iii) Application Date

iv) JTPA Title

v) Client Name

B) Termination Data

i) Termination Date

ii) First Termination Reason: Entered Employment (i.e., Entered Unsubsidized Employment, Entered Registered Apprenticeship Program, Entered Armed Forces, Recalled, or Continued Unsubsidized Employment, Entered Employment After Relocation, or Remained With the Layoff Employer); Youth Employment Enhancements/Adult Skill Attainment (i.e., Entered Non-Title II Training, Returned to Full Time School (Youth Only), Age-14-15-Completed Program-Objectives; Completed Major Level of Education; or Attained Youth Competencies (Youth Only); Attained Adult Employability Skill (Adult Only); Remained in School (Youth Only); and Other (i.e., Continued as Full-Time Student, Ineligible, Dropout, Program Ended, Entered Non-JTPA Training, Transfer--to---Other--Title/Subpart; or Other Reason)).

iii) Second Termination Reason (Title IIA Adult/Youth Only): Youth Employability Enhancements/Adult Skill Attainment (i.e., Entered Non-Title II Training, Returned to Full-Time School (Youth Only), Age--14-15 Completed-Program-Objectives, Completed Major Level of Education, or Attained Youth Competencies (Youth Only), Remained in School (Youth Only), or Attained Adult Employability Skill (Adult Only)).

iv) Youth Competency/Adult Skill Attainment Attained (i.e., Pre-employment/Work Maturity Skills (Yes/No) and Date, Basic Education Skills (Yes/No) and Date, and Job Specific Skills (Yes/No) and Date).

v) Exit Grade Level, Reading and Math Skills

vi) Principal Service Provider

vii) Principal Activity

viii) Hired at Try-out Employment Site: Yes; No; or Not Applicable

ix) Attained GED Upon Training Completion (Yes/No)

C) Employment Information

i) Employment Start Date

ii) Training Related

iii) Job Title Description

iv) SOC Code

v) Hourly Wage

vi) Scheduled Weekly Hours

vii) Employer

viii) Street and City Address of Employer

ix) State and Zip Code of Employer

x) Telephone Number

xi) Standard Industrial Classification (SIC) Code

xii) Contact

D) Signatures

i) Signature of Individual Completing Form

ii) Date

5) Provider Data

A) Identification Data

i) Service Delivery Area/Dislocated-Worker-Center Substate Grantee Code

ii) Service Provider ID

iii) JTPA Title

B) Level 1 and 2 Provider Information

i) Name

ii) Street Address

iii) State and Zip Code

iv) County

v) Allowable Training Activities/Services

C) Level 2 Provider Information

i) CIP Codes

ii) SOC Codes

d) Participant Follow-Up Data Collection Requirements - In accordance with the requirements of Sections 106 and 165 of the Act, and the Annual Status Report for Title IIA and Title III programs effective July 1, 1986, the Department shall develop and implement a participant follow-up data collection system. The Economic Dislocation and Worker Adjustment Assistance (EDWAA) Act (Title VI, Subtitle D, of the Omnibus Trade and Competitiveness Act of 1988 (29 U.S.C. 1651 et seq.) revised Title III of the Job Training-Partnership-Act-(JTPA) but also requires that each program (SSA, Governor's Reserve, Secretary's

DEPARTMENT OF COMMERCE AND COMMUNITY AFFAIRS

NOTICE OF PROPOSED AMENDMENTS

National Reserve) be responsible for participant follow-up. The purpose of this system is to collect and report to the U.S. DOL selected post-program data which will be used by the Secretary of Labor to support performance standards. In order to implement these measures, grantees will be required to collect and report to the Department post-program data items for grantees as specified in this Part. The major elements of this system are as follows:

- 1) Outcome Measures - The post-program data collection requirements are based on the following outcome measures which together describe the labor market experiences of program grantees for the 13 week period after program termination:
 - A) The employment rate during the 13th full calendar week after program termination.
 - B) The average gross weekly earnings of grantees employed during the 13th full calendar week after program termination.
 - C) The average number of weeks employed during the 13 post-program weeks.
 - D) The average hourly wage of those employed during the 13th full calendar week after program termination.

2) Post-Program Timing

- A) Post-program data collection shall commence for participants terminating on or after July 1, 1986 (July 1, 1989 for EDWAA grantees).
- B) Follow-up data shall be collected for the 13th full calendar week following termination from the program.
- C) Post-program data shall be collected for grantees whose 13th post-program week ends during the program year.
- D) Follow-up interviews of grantees shall commence during the first week of October 1986 (first week of October 1989 for EDWAA grantees).
- E) Data collection is limited to a four week period from the 14th to the 17th week following termination. Follow-up may occur during the 18th week only when the grantee is located before the end of the 17th

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week.

3) Interview Group Selection

- A) Title IIA grantees must collect follow-up data for two groups: adults and adult welfare recipients.
- B) Title III and EDWAA grantees must collect follow-up data for all grantees.
- C) The size of each of the above groups to be interviewed shall be determined by the number of planned grantees from each group during the period for which post-program data will be collected.
- D) If the number of planned grantees in any of the interview groups is equal to or less than 137, each grantee from that group must be included in the data collection effort. If the number of planned grantees exceeds 137, data on a sample of grantees may be collected.
- E) If sampling is used as a basis for determining which grantees will be interviewed, the sample must be as large as the minimum sample sizes specified by the U.S. DOL Employment and Training Administration in federal regulations issued May 16, 1990 (55 FR 20342). Samples must be drawn independently for each interview group and must be random.
- F) If samples are used, an individual sample is required for each SSA, while statewide samples are required for statewide and national reserve reports.

4) Methods for Grantee Contact

- A) The follow-up data must be gathered by administering a questionnaire over the telephone or in person. Mail questionnaires may be used only in those cases where the grantee does not have a telephone or cannot be reached by telephone.
- B) Contact must be made with the grantee directly.

- 5) Interview Questions - A standard set of questions must be asked of all respondents as specified in the Exhibit of Appendix A found in U.S. DOL regulations (54 53 FR 7265 9361-9362).

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- 6) Response Rate Requirements and Non-Response Bias Adjustment -

A) A 70 percent minimum response rate is required for those who entered employment at termination and those who did not enter employment at termination for each SSA, for statewide and national reserve, for Title IIA Adults, Title IIA Adult Welfare, and Title III.

B) Prior to reporting the results of follow-up data collection to the Department, grantees must adjust for the effects of non-response bias when the difference between the response rates attained for each of the above groups exceeds five percent. The adjustment method used shall be the one provided by the U.S. DOL Employment and Training Administration in its Follow-Up Technical Assistance Guide for JTPA Follow-Up and Validation Postprogram Data Collection under the Job-Training-Partnership-Act, Version-3-0, issued June, 1990 #986.

- 7) Reporting - Data collected on clients with April 1, 1988 and later termination dates must be entered onto the JTPA II MIS.

e) Eligibility Review and Verification System - In accordance with the requirements of Section 165 of the Act and 20 CFR 629.43, effective April 15, 1983, the State shall implement an Eligibility Determination and Verification System for use by all grantees enrolling individuals under Title IIA and IIB of the JTPA. The State shall prescribe detailed instructions and forms to be used by grantees for certification of eligibility. The Eligibility Determination and Verification System shall consist of the following procedures:

- 1) Determination of Eligibility - Each grantee shall determine the eligibility of an applicant for JTPA titles and programs into which the applicant is to be enrolled. Grantees shall also determine the eligibility of a participant for enrollment in new JTPA programs after initial enrollment (e.g., exemplary youth programs). Enrollment into JTPA titles and programs shall be supported by documentary evidence. All documentary evidence shall be provided prior to enrollment of an applicant into JTPA or placement of a participant into a new JTPA program. Documentary evidence is defined as written confirmation of the applicant's status at the time of application. Should documentary evidence not be available, grantees may use collateral contacts (i.e., verbal confirmations) with

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social service and other organizations to verify the status of applicant. Grantees are required to collect documentary evidence sufficient to support:

- A) the enrollment of an applicant into a Title under JTPA and,
- B) the placement of a participant into a new JTPA program.

2) Documentation Requirement for U.S. Citizens and Resident Aliens - Grantees may accept self-attestation as a basis for establishing if an applicant is an U.S. citizen. The status of applicants who identify themselves as resident aliens shall be documented.

3) Documentation of Selective Service Compliance --- Grantees shall accept self-attestation as a basis for establishing if an applicant is in compliance with Section 3 of the Military Selective Service Act (50--8--6--App--4530 {1982}) --- Grantees may adopt additional procedures to document compliance with this requirement; however, services under the Act shall not be withheld due to refusal of an applicant to comply with such optional procedures.

f) Financial Reporting Requirements - In accordance with the provisions of Section 164 of the Act and 20 CFR 629.35 (1983 April 1, 1991), each grantee under JTPA shall be required to submit expenditure reports to the Department as specified in this Part.

g) Reporting Detail

- 1) Expenditures shall be reported for the following categories:

- A) Training
 - i) Employment and Training Services
 - ii) Academic
 - iii) Vocational
 - iv) Limited Work Experience
 - v) Try-Out Employment
 - vi) On the Job Training (OJT)

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A) Grantees shall maintain expenditure information on each of their subgrantees receiving Title II funds in sufficient detail to enable the grantee to produce an expenditure report for each of their subgrantees by the following expenditure categories:

- i) Training;
- ii) Participant Support;
- iii) Administration (in cases where the service providers are expending administrative funds); and
- iv) Total expenditures.

B) This information shall be produced and transmitted to the Department upon the request of the Department.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

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- vii) Other Training
- B) Participant Support
 - i) Limited Work Experience
 - ii) Services and Materials: Child Care; Transportation; or Other Services and Materials
 - iii) Work Experience
 - iv) Needs-Based Payments
 - v) Other Participant Support

vi) Employment-Generating Activities-(EGA)

- C) Administration
 - i) Salaries and Wages
 - ii) Staff Fringe Benefits
 - iii) Facility Cost
 - iv) Staff Travel
 - v) Equipment
 - vi) Indirect Cost
 - vii) Other Direct Costs
 - viii) Employment Generating Activities (EGA)
 - ix) Private Industry Council (PIC Cost) (Cost not described elsewhere in administrative cost line items)
 - x) Other

2) Reporting Level - An expenditure report detailing expenditures for Training, Participant Support and Administration (including specified subcategories) as defined in Section 2610.130(f) of this Part shall be submitted separately for Titles IIA and IIB.

3) Grantee Subgrantee Reporting

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NOTICE OF PROPOSED RULE

1) Heading of the Part: Infertility Coverage

2) Code Citation: .50 Ill. Adm. Code 2015

3) Section Numbers: Proposed Action:

2015.10	New Section
2015.20	New Section
2015.30	New Section
2015.40	New Section
2015.50	New Section
2015.60	New Section

4) Statutory Authority: Implementing Section 356m of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 968m, as added by P.A. 87-681, effective January 1, 1992) and Section 5-3 of the Health Maintenance Organization Act (Ill. Rev. Stat. 1989, ch. 111, par. 1411.2, as amended by P.A. 87-681, effective January 1, 1992) and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 1013).

5) A Complete Description of the Subjects and Issues Involved:

This proposal will establish coverage standards for infertility coverage mandated by P.A. 87-681. The proposed standards include: definition of terms, benefit levels and permissible exclusions.

6) Will this proposed rule replace emergency rule currently in effect? No

7) Does this rulemaking contain an automatic repeal date? No

8) Does this proposed rule contain incorporations by reference? No

9) Are there any other proposed amendments pending on this Part? No

10) Statement of Statewide Policy Objectives: This proposed rule will not require a local government to establish, expand or modify its activities in such a way as to necessitate additional expenditures from local revenues.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Persons who wish to comment on this proposed rulemaking may submit written

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comments no later than 45 days after the publication of this Notice to:

Kirk H. Petersen, Assistant Chief Counsel
Department of Insurance
320 West Washington
Springfield, Illinois 62767

12) Initial Regulatory Flexibility Analysis: The Department has determined that this rule will not affect small businesses.

The full text of the Proposed Rule begins on the next page:

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NOTICE OF PROPOSED RULES

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TITLE 50: INSURANCE

CHAPTER 1: DEPARTMENT OF INSURANCE

SUBCHAPTER 2: ACCIDENT AND HEALTH INSURANCE

PART 2015

INFERTILITY COVERAGE

Section

- 2015.10 Purpose
- 2015.20 Applicability and Scope
- 2015.30 Definitions
- 2015.40 Oocyte Retrieval Limitation
- 2015.50 Minimum Benefit Standards
- 2015.60 Permissible Exclusions

AUTHORITY: Implementing Section 356m of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 968m, as added by P.A. 87-681, effective January 1, 1992) and Section 5-3 of the Health Maintenance Organization Act (Ill. Rev. Stat. 1989, ch. 111, par. 1411.2, as amended by P.A. 87-681, effective January 1, 1992) and authorized by Section 401 of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 1013).

SOURCE: Adopted at _____ Ill. Reg. _____, effective _____.

Section 2015.10 Purpose

The purpose of this Part is to establish uniform definitions of terms associated with infertility coverage and to establish minimum benefit standards for infertility coverage to be provided in this State.

Section 2015.20 Applicability and Scope

This Part shall apply to all group accident and health insurance policies and health maintenance organization group contracts providing coverage for more than 25 employees that provide pregnancy related benefits issued, amended, delivered or renewed in this State on or after the effective date of this Part.

Section 2015.30 Definitions

"ARTIFICIAL INSEMINATION" (AI) means the introduction of sperm into a woman's vagina or uterus by noncoital methods, for the purpose of conception.

"ASSISTIVE REPRODUCTIVE TECHNOLOGIES" (ART) means procedures which may enable a woman, with otherwise untreatable infertility, to become pregnant. ART shall include prescription drugs, whether used alone or in conjunction with an infertility procedure. ART shall not include treatment for the organic cause of the disease infertility.

"EMBRYO" means a fertilized egg that has begun cell division and has completed the pre-embryonic stage.

"EMBRYO TRANSFER" means the placement of the pre-embryo into the uterus or, in the case of ZIFT, into the fallopian tube.

"GAMETE" means a reproductive cell. In a man, the gametes are sperm; in a woman, they are eggs or ova.

"GAMETE INTRAFALLOPIAN TUBE TRANSFER" (GIFT) means the direct transfer of a sperm/egg mixture into the fallopian tube. Fertilization takes place inside the tube.

"INFERTILITY" means the inability to conceive after one year of unprotected sexual intercourse or the inability to sustain a successful pregnancy. Section 356m(c) of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 968m, as added by P.A. 87-681, effective January 1, 1992).

"INFERTILITY COVERAGE" means insurance or health maintenance organization coverage required by Section 356m of the Illinois Insurance Code (Ill. Rev. Stat. 1989, ch. 73, par. 968m, as added by P.A. 87-681, effective January 1, 1992) for the treatment and diagnosis of infertility.

"IN VITRO FERTILIZATION" (IVF) means a process in which an egg and sperm are combined in a laboratory dish where fertilization occurs. The fertilized and dividing egg is transferred into the woman's uterus.

"LOW TUBAL OVUM TRANSFER" means the procedure in which oocytes are transferred past a blocked or damaged section of the fallopian tube to an area closer to the uterus.

"OOCYTE" means the female egg or ovum, formed in an ovary.

"OOCYTE RETRIEVAL" means the procedure by which eggs are obtained by inserting a needle into the ovarian follicle

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and removing the fluid and the egg by suction. Also called ova aspiration.

"PREGNANCY RELATED BENEFIT" means benefits that cover any related medical condition that may be associated with pregnancy, including complications of pregnancy.

"UTERINE EMBRYO LAVAGE" means a procedure by which the uterus is flushed to recover a preimplantation embryo.

"ZYGOTE" means a fertilized egg before cell division begins.

"ZYGOTE INTRAFALLOPIAN TUBE TRANSFER" (ZIFT) means a procedure by which an egg is fertilized in vitro and the zygote is transferred to the fallopian tube at the pronuclear stage before cell division takes place. The eggs are harvested and fertilized on one day and the embryo is transferred at a later time.

Section 2015.40 Oocyte Retrieval Limitation

For in vitro fertilization, gamete intrafallopian tube transfer or zygote intrafallopian tube transfer, the individual is allowed coverage for 4 completed oocyte retrievals, per lifetime of said individual; unless a live birth follows a completed oocyte retrieval, the individual then is permitted only two additional completed oocyte retrievals.

Section 2015.50 Minimum Benefit Standards

a) A unique copayment or deductible may be applied to coverage for ART. However, such copayment or deductible shall not exceed 50% of the usual and customary fee of the service to the health maintenance organization or the insurer.

b) All other diagnosis and treatment for the disease infertility other than the ART treatments, shall be covered the same as any other illness or condition under the contract.

Section 2015.60 Permissible Exclusions

a) Reversal of voluntary sterilization;

b) Payment for medical services rendered to a surrogate for purposes of child birth;

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- c) Costs associated with CRYO preservation and storage of sperm, eggs, and embryos provided, however, subsequent procedures of a medical nature necessary to make use of the CRYO preserved substance may not be similarly excluded;
- d) Selected termination of an embryo provided, however, that where the life of the mother would be in danger were all embryos to be carried to full term said termination shall be covered;
- e) Non-medical costs of an egg or sperm donor;
- f) Travel costs not medically necessary or mandated by the insurer or health maintenance organization;
- g) Infertility treatments deemed experimental in nature. However, where infertility treatment includes elements which are not experimental in nature along with those which are to the extent services may be delineated and separately charged, those services which are not experimental in nature shall be covered. No insurer or HMO required to provide infertility coverage shall deny reimbursement for an infertility service or procedure on the basis that such service or procedure is deemed experimental or investigational unless supported by the determination of the American Fertility Society or the American College of Obstetrics. Coverage is required for all procedures specifically listed in Section 356m of the Illinois Insurance Code regardless of experimental status.

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- 1) Heading of the Part: Administration of Social Service Programs
- 2) Code Citation: 89 Ill. Adm. Code 130
- 3) Section Number: Proposed Action: Amendment
130.200
- 4) Statutory Authority: Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1991, ch. 23, par. 12-13) and Sections 2 and 3 of "AN ACT in relation to domestic relations and domestic violence shelters and service programs" (Ill. Rev. Stat. 1991, ch. 40, pars. 2402 and 2403).
- 5) Complete Description of the Subjects and Issues Involved:
The Department is proposing a number of changes in the rules governing the funding of domestic violence shelters and services.
The most significant change is the elimination of the provisions which require the use of the Illinois Coalition Against Domestic Violence (ICADV) to administer the funds. Under these proposed changes, the Department plans to administer the funds directly. This change is expected to reduce Department expenditures in Fiscal Year 1993 by \$470,000 and has been included in the proposed budget.

These proposed amendments also correct the references to the state treasury funds from which these programs are funded, clarify the language of the rules, and add a provision concerning conflicts of interest in funding recommendations.

- 6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this Proposed Amendment contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? No
- 10) Statement of Statewide Policy Objectives: This rulemaking will have no impact on any units of local government.
- 11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning this proposed rulemaking. All comments must be in writing and should be addressed to Ken Mitchell, Chief, Bureau of Rules and Regulations, Illinois Department of Public Aid, Jesse B.

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Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 20, 1992
- B) Types of small businesses affected: None
- C) Reporting, bookkeeping or other procedures required for compliance: None
- D) Types of professional skills necessary for compliance: None

The full text of the Proposed Amendment begins on the next page:

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TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER C: SOCIAL SERVICES

PART 130

ADMINISTRATION OF SOCIAL SERVICE PROGRAMS

SUBPART A: TITLE XX BLOCK GRANT PROGRAM

Section	
130.10	Program Administration
130.15	Definitions
130.20	Goal of Services
130.25	Service Activities
130.30	Expenditure of Block Grant Funds
130.35	Limitations on Services and Expenditures
130.40	Eligibility For Services
130.45	Opportunity to Apply For and Receive Services
130.46	Client Case Records
130.50	Purchase Of Services
130.60	Record Retention
130.70	Fees For Purchased Services
130.71	Fees For Services Provided Through Grants-In-Aid
130.80	Reporting Requirements

SUBPART B: LOCAL INITIATIVE FUND PROGRAM

Section	
130.100	Applicability Of Other Sections
130.110	Overview
130.120	Program Administration
130.130	Request For Proposal
130.140	Allied Agency Responsibilities
130.150	Funding Mechanism
130.152	Sources of Local Funds
130.154	Sources of Locally Generated Funds Used to Match Title XX Funds
130.158	Donor Restrictions on Donations (Repealed)
130.160	Reimbursement Process - Donations (Transferred Funds or Co-Payments)
130.161	Advance Disbursement System
130.162	Reimbursement Process (Certification of Expended Funds)
130.170	Assignment of Budget Costs

SUBPART C: DOMESTIC VIOLENCE PROGRAM

Domestic Violence Shelter and Service Programs

SUBPART D: DISTRIBUTION OF FEDERAL SURPLUS COMMODITIES

Section	
130.300	Program Administration
130.301	Definitions

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130.302	Allocation Methodology for Federal Surplus Commodities
130.310	Distribution Network Agencies
130.311	Local Distribution Centers
130.312	Liability of Distribution Network Agencies
130.313	Reports and Maintenance of Records
130.314	Payment for Distribution
130.315	Second Harvest Shared Maintenance Fees
130.320	Eligibility to Receive Commodities
130.321	Issue Rates of Commodities

SUBPART E: SERVICES FOR THE HOMELESS

Section	
130.400	Emergency Food and Shelter Program

SUBPART F: INCORPORATION BY REFERENCE

Section	
130.500	Incorporation By Reference

AUTHORITY: Implementing and authorized by Sections 9-1, 12-4.5 through 12-4.7, and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 9-1, 12-4.5 through 12-4.7, and 12-13); and Sections 2 and 3 of "AN ACT in relation to domestic relations and domestic violence shelters and service programs", (Ill. Rev. Stat. 1989, ch. 40, pars. 2402 and 2403)

SOURCE: New rules adopted and codified at 8 Ill. Reg. 6059, effective April 25, 1984; amended at 9 Ill. Reg. 8645, effective May 22, 1985; amended at 9 Ill. Reg. 15882, effective October 6, 1985; amended at 10 Ill. Reg. 11915, effective July 3, 1986; amended at 11 Ill. Reg. 2828, effective January 30, 1987; amended at 13 Ill. Reg. 3831, effective March 17, 1989; amended at 13 Ill. Reg. 16756, effective October 13, 1989; amended at 14 Ill. Reg. 13772, effective August 20, 1990; amended at 14 Ill. Reg. 14537, effective August 29, 1990; amended at 15 Ill. Reg. 16111, effective November 1, 1991; amended at 16 Ill. Reg. _____, effective _____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART C: DOMESTIC VIOLENCE PROGRAM

Section 130.200	Domestic Violence Shelter and Service Programs
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a) The Department shall fund domestic violence shelters-and-service programs from the Domestic Violence Shelter and Service Fund, General Revenue Fund, and the Local Initiative Fund, and other appropriated funds. These programs shall be administered by the Illinois Coalition Against Domestic Violence.

b) Delivery The Coalition shall contract-for delivery of services shall be provided by with local private not-for-profit or public agencies

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Section 130.200(b) (continued)

throughout the State which:

- 1) Meet State and local health, safety and zoning requirements (i.e., health, safety and zoning requirements);
 - 2) Can provide a broad range of quality services and referrals to victims of domestic violence; and
 - 3) Assure the health and safety of victims of domestic violence.
- c) To receive funds, a direct service provider must provide matching funds at a percentage level of the cost of the program being funded, as identified in the program proposal submitted to and accepted by the Department of Social Services. The percentage level of matching funds shall be calculated and applied annually by the Department, and shall be a weighted average based upon total levels of appropriated funding sources, and the required match for each funding source. The required match for Local Initiative funds monies allocated to service programs is 25%, and the required match for Domestic Violence Shelter and Service Funds and General Revenue Funds monies allocated to service programs is 13% cash or in-kind, with not more than 6.5% representing in-kind contributions (except those funds governed by P.A. 86-0559).

- d) The Department shall establish a Domestic Violence Advisory Council and shall receive recommendations from the Council on the provision of services to domestic violence victims and on program funding. No person who has a conflict of interest may participate in recommendations regarding program funding.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

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NOTICE OF PROPOSED AMENDMENT

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Number: 140.2
Proposed Action: Amendment
- 4) Statutory Authority: Sections 5-5.1 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5.1 et seq. and 12-13)
- 5) A Complete Description of the Subjects and Issues Involved: This rulemaking provides for entering into contracts with Health Maintenance Organizations (HMOs) which allow for a lock-in of that client to the HMO for up to six months. It also provides procedures to be followed by the Department to notify clients of their disenrollment rights and procedures to be followed by clients to disenroll. This rulemaking also provides for entering into contracts with HMOs which allow a client to disenroll at any time.
- 6) Will this Proposed Amendment replace an Emergency Amendment currently in effect? No
- 7) Does this rulemaking contain an automatic repeal date? No
- 8) Does this Proposed Amendment contain incorporations by reference? No
- 9) Are there any other Proposed Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
140.13	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.14	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.16	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.19	Amendment	March 27, 1992 (16 Ill. Reg. 4708)

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Section Numbers	Proposed Action	Illinois Register Citation
140.27	Amendment	January 3, 1992 (16 Ill. Reg. 65)
140.31	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.32	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.33	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.413	Amendment	April 24, 1992 (16 Ill. Reg. 6719)
140.526	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.527	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.528	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.529	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.539	Amendment	January 10, 1992 (16 Ill. Reg. 472)
140.543	Amendment	February 28, 1992 (16 Ill. Reg. 3045)
140.565	Amendment	January 24, 1992 (16 Ill. Reg. 1492)
140.566	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.579	Amendment	March 6, 1992 (16 Ill. Reg. 3409)
140.600	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.602	New Section	January 10, 1992 (16 Ill. Reg. 472)

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Section Numbers	Proposed Action	Illinois Register Citation
140.604	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.608	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.610	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.612	New Section	January 10, 1992 (16 Ill. Reg. 472)
140.614	New Section	January 10, 1992 (16 Ill. Reg. 472)

10) Statement of Statewide Policy Objectives: This rulemaking has no effect on local governmental units.

11) Time, Place, and Manner in which interested persons may comment on this proposed rulemaking: Any interested parties may submit comments, data, views, or arguments concerning the proposed rulemaking. All comments must be in writing and should be addressed to Joanne Jones, Bureau of Rules and Regulations, Illinois Department of Public Aid, Jesse B. Harris Building II, 100 South Grand Avenue East, 3rd Floor, Springfield, Illinois 62762 (217) 524-3215. The Department will consider all written comments it receives within 30 days of the date of publication of this notice.

12) Initial Regulatory Flexibility Analysis:

- A) Date Proposed Amendment was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: April 15, 1992
- B) Types of small businesses affected: Medical Providers
- C) Reporting, bookkeeping or other procedures required for compliance: No new procedures required.
- D) Types of professional skills necessary for compliance: No new skills required.

The full text of the Proposed Amendment begins on the next page:

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Section 140.18 Effect of Termination on Individuals Associated with Vendor
140.19 Application to Participate or for Reinstatement Subsequent to Termination, Suspension or Barring Submittal of Claims
140.20 Covered Medicaid Services for Qualified Medicare Beneficiaries (QMBs)
140.21 Magnetic Tape Billings
140.22 Payment of Claims
140.23 Payment Procedures
140.24 Overpayment or Underpayment of Claims
140.25 Payment to Factors Prohibited
140.26 Assignment of Vendor Payments
140.27 Record Requirements for Medical Providers
140.28 Audits
140.30 False Reporting and Other Fraudulent Activities
140.35 Prior Approval for Medical Services or Items
140.40 Prior Approval in Cases of Emergency
140.41 Limitation on Prior Approval
140.42 Post Approval for Items or Services When Prior Approval Cannot Be Obtained
140.43 Reimbursement for Medical Services Through the Use of a C-13 Invoice Voucher Advance Payment and Expedited Payments
140.71 Drug Manual (Recodified)
140.72 Drug Manual Updates (Recodified)
140.73

SUBPART C: PROVIDER PARTICIPATION FEES

Section 140.94 Medicaid Developmentally Disabled Provider Participation Fee Trust Fund/Medicaid Long Term Care Provider Participation Fee Trust Fund
140.95 Hospital Services Trust Fund
140.96 General Requirements (Recodified)
140.97 Special Requirements (Recodified)
140.98 Covered Hospital Services (Recodified)
140.99 Hospital Services Not Covered (Recodified)
140.100 Limitation On Hospital Services (Recodified)
140.101 Transplants (Recodified)
140.102 Heart Transplants (Recodified)
140.103 Liver Transplants (Recodified)
140.104 Bone Marrow Transplants (Recodified)
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140.116 Payment for Inpatient Services for GA (Recodified)
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AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7

Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983; amended at 7 Ill. Reg. 9382, effective July 22, 1983; amended at 7 Ill. Reg. 12868, effective September 20, 1983; peremptory amendment at 7 Ill. Reg. 15047, effective October 31, 1983; amended at 7 Ill. Reg. 17358, effective December 21, 1983; amended at 8 Ill. Reg. 254, effective December 21, 1983; emergency amendment at 8 Ill. Reg. 580, effective January 1, 1984, for a maximum of 150 days; recodified at 8 Ill. Reg. 2483; amended at 8 Ill. Reg. 3012, effective February 22, 1984; amended at 8 Ill. Reg. 5262, effective April 9, 1984; amended at 8 Ill. Reg. 6785, effective April 27, 1984; amended at 8 Ill. Reg. 6983, effective May 9, 1984; amended at 8 Ill. Reg. 7258, effective May 16, 1984; emergency amendment at 8 Ill. Reg. 7910, effective May 22, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 7910, effective June 1, 1984; amended at 8 Ill. Reg. 10032, effective June 18, 1984; emergency amendment at 8 Ill. Reg. 10062, effective June 20, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 13343, effective July 17, 1984; amended at 8 Ill. Reg. 13779, effective July 24, 1984; Sections 140.72 and 140.73 recodified to 89 Ill. Adm. Code 141 at 8 Ill. Reg. 16354; amended (by adding sections being codified with no substantive change) at 8 Ill. Reg. 17899; peremptory amendment at 8 Ill. Reg. 18151, effective September 18, 1984; amended at 8 Ill. Reg. 21629, effective October 19, 1984; peremptory amendment at 8 Ill. Reg. 21677, effective October 24, 1984; amended at 8 Ill. Reg. 22097, effective October 24, 1984; peremptory amendment at 8 Ill. Reg. 22155, effective October 29, 1984; amended at 8 Ill. Reg. 23218, effective November 20, 1984; emergency amendment at 8 Ill. Reg. 23721, effective November 21, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 25067, effective December 19, 1984; emergency amendment at 9 Ill. Reg. 407, effective January 1, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 6235, effective February 22, 1985; amended at 9 Ill. Reg. 8677, effective April 19, 1985; amended at 9 Ill. Reg. 9564, effective effective May 28, 1985; amended at 9 Ill. Reg. 10025, effective June 26, June 5, 1985; amended at 9 Ill. Reg. 11403, effective June 1985; emergency amendment at 9 Ill. Reg. 11403, effective June 27, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 11357, effective June 28, 1985; amended at 9 Ill. Reg. 12000, effective July 24, 1985; amended at 9 Ill. Reg. 12306, effective August 5, 1985; amended at 9 Ill. Reg. 13998, effective September 3, 1985; amended at 9 Ill. Reg. 14684, effective September 13, 1985; amended at 9 Ill. Reg. 15503, effective October 4, 1985; amended at 9 Ill. Reg. 16312, effective October 11, 1985; amended at 9 Ill. Reg. 19138, effective December 2, 1985; amended at 9 Ill. Reg. 19737, effective December 9, 1985; amended at 10 Ill. Reg. 238,

Ill. Reg. 11868, effective July 1, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 12509, effective July 15, 1988; amended at 12 Ill. Reg. 14271, effective August 29, 1988; emergency amendment at 12 Ill. Reg. 16921, effective September 28, 1988, for a maximum of 150 days; amended at 12 Ill. Reg. 16738, effective October 5, 1988; amended at 12 Ill. Reg. 17879, effective October 24, 1988; amended at 12 Ill. Reg. 18198, effective November 4, 1988; amended at 12 Ill. Reg. 19396, effective November 6, 1988; amended at 12 Ill. Reg. 19734, effective November 15, 1988; amended at 13 Ill. Reg. 125, effective January 1, 1989; amended at 13 Ill. Reg. 2475, effective February 14, 1989; amended at 13 Ill. Reg. 3069, effective February 28, 1989; amended at 13 Ill. Reg. 3351, effective March 6, 1989; amended at 13 Ill. Reg. 3917, effective March 17, 1989; amended at 13 Ill. Reg. 5115, effective April 3, 1989; amended at 13 Ill. Reg. 5718, effective April 10, 1989; Sections 140.850 thru 140.896 reclassified to 89 Ill. Adm. Code 146.5 thru 146.225 at 13 Ill. Reg. 7040; amended at 13 Ill. Reg. 7025, effective April 24, 1989; amended at 13 Ill. Reg. 7786, effective May 20, 1989; Sections 140.94 thru 140.398 reclassified to 89 Ill. Adm. Code 148.10 thru 148.390 at 13 Ill. Reg. 9572; emergency amendment at 13 Ill. Reg. 10977, effective July 1, 1989, for a maximum of 150 days; emergency expired November 28, 1989; amended at 13 Ill. Reg. 11516, effective July 3, 1989; amended at 13 Ill. Reg. 12119, effective July 7, 1989; Section 140.110 reclassified to 89 Ill. Adm. Code 148.120 at 13 Ill. Reg. 12118; amended at 13 Ill. Reg. 12562, effective July 17, 1989; amended at 13 Ill. Reg. 14391, effective August 31, 1989; emergency amendment at 13 Ill. Reg. 15473, effective September 12, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 16992, effective October 16, 1989; amended at 14 Ill. Reg. 190, effective December 21, 1989; amended at 14 Ill. Reg. 2564, effective February 9, 1990; emergency amendment at 14 Ill. Reg. 3241, effective February 14, 1990, for a maximum of 150 days; emergency expired July 14, 1990; amended at 14 Ill. Reg. 4543, effective March 12, 1990; emergency amendment at 14 Ill. Reg. 4577, effective March 6, 1990, for a maximum of 150 days; emergency expired August 3, 1990; emergency amendment at 14 Ill. Reg. 5575, effective April 1, 1990, for a maximum of 150 days; emergency expired August 29, 1990; emergency amendment at 14 Ill. Reg. 5865, effective April 3, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 7141, effective April 27, 1990; emergency amendment at 14 Ill. Reg. 7249, effective April 27, 1990, for a maximum of 150 days; amended at 14 Ill. 10062, effective June 12, 1990; amended at 14 Ill. Reg. 10409, effective June 19, 1990; emergency amendment at 14 Ill. Reg. 12082, effective July 5, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 13262, effective August 6, 1990; emergency amendment at 14 Ill. Reg. 14184, effective August 16, 1990.

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Section 140.2 Medical Assistance Programs (Cont'd)

1) persons eligible for financial assistance under the Department's Aid to the Aged, Blind or Disabled-State Supplemental Payment (AABD-SSP) and Aid to Families with Dependent Children (AFDC) programs (Medicaid - MAG);

2) persons who would be eligible for financial assistance but who have resources in excess of the Department's eligibility standards who have incurred medical expenses greater than the difference between their income and the Department's standards (Medicaid - MANG);

3) persons receiving financial assistance under the Department's General Assistance (GA) program, either State Transitional Assistance or State Family and Children Assistance (GA-Medical);

4) individuals under age 18 who do not qualify for AFDC/AFDC-MANG and infants under age one (1) year (see Section 140.7);

5) pregnant women who would not be eligible for AFDC/AFDC-MANG if the child were born and who do not qualify as mandatory categorically needy (see Section 140.9);

6) persons who are eligible for Title IV-E adoption assistance/foster care assistance from another State and who are living in Illinois.

b) "Necessary medical care" is that which is generally recognized as standard medical care required because of disease, disability, infirmity or impairment.

c) The Department may impose prior approval requirements, as specified by rule, to determine whether the medical care is necessary and eligible for payment from the Department in individual situations. Such requirements shall be based on recommendations of technical and professional staff and advisory committees.

d) When recipients are entitled to Medicare benefits, the Department shall assume responsibility for their deductible and coinsurance obligations, unless the

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1990, for a maximum of 150 days; emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; amended at 16 Ill. Reg. 6849, effective April 7, 1992; amended at 16 Ill. Reg. 7017, effective April 17, 1992; amended at 16 Ill. Reg. ____, effective ____.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART A: GENERAL PROVISIONS

Section 140.2 Medical Assistance Programs

a) Under the Medical Assistance Programs, the Department pays participating providers for necessary medical services, specified in Section 140.3 through 140.7 for:

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Section 140.2 Medical Assistance Programs (Cont'd)

recipients have income and/or resources available to meet these needs. The total payment to a provider from both Medicare and the Department shall not exceed either the amount that Medicare determines to be a reasonable charge or the Department standard for the services provided, whichever is applicable.

- e) The Department shall pay for services and items not allowed by Medicare only if they are provided in accordance with Department policy for recipients not entitled to Medicare benefits.

- f) The Department may contract with qualified practitioners, hospitals and all other dispensers of medical services for the provision and reimbursement of any and all medical care or services as specified in the contract on a prepaid capitation basis (i.e., payment of a fixed amount per enrollee made in advance of the service); volume purchase basis (i.e., purchase of a volume of goods or services for a price specified in the contract); ambulatory visit basis (i.e., one comprehensive payment for each visit regardless of the services provided during that visit) or per discharge basis (i.e., one comprehensive payment per discharge regardless of the services provided during the stay). Such contracts shall be based either on formally solicited competitive bid proposals or individually negotiated rates with providers willing to enter into special contractual arrangements with the State.

- g) The Department may require that recipients of medical assistance under any of the Department's programs exercise their freedom of choice by choosing to receive medical care under the traditional fee for service system or through a prepaid capitation plan or under one of the other alternative contractual arrangements described in subsection (f). The categories of recipients who may choose or be assigned to an alternative plan will be specified in the contract. Recipients required to make such a choice will be notified in writing by the Department. If a recipient does not choose to exercise his/her freedom of choice, the Department may assign that recipient to a prepaid plan. Under such a plan, recipients would obtain certain medical services or supplies from a single source or limited source. Recipients enrolled in a prepaid plan may disenroll if a recipient is-

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Section 140.2 Medical Assistance Programs (Cont'd)

assigned to a prepaid plan he/she will be permitted to revoke that assignment at any time. The Department will notify recipients in writing if they are assigned to a prepaid plan. Recipients enrolled in or assigned to a prepaid plan will receive written notification advising them of the services which they will receive from the plan. Covered services not provided by the plan will be reimbursed by the Department on a fee for service basis. Recipients will receive a medical eligibility card which will apply to such services. The recipient shall notify the contractor and execute a disenrollment form if he/she wants to disenroll or revoke the assignment.

- h) The Department may enter into contracts for the provision of medical care on a prepaid capitation basis from a Health Maintenance Organization (HMO) whereby the recipient who chooses to receive medical care through an HMO must stay in the HMO for a certain period of time, not to exceed six months (the enrollment period). Upon written notice, the recipient may choose to disenroll from such an HMO at any time within the first month of each enrollment period. The Department will send the recipient a notice at least 30 days prior to the end of the enrollment period which gives the recipient a specified period of time in which to inform the Department if the recipient does not wish to re-enroll in the HMO for a new enrollment period. The recipient may then disenroll at the end of the enrollment period only if the recipient responds to the notice and indicates in writing a choice to disenroll. Failure to respond to the notice will result in automatic re-enrollment for a new enrollment period. Recipients shall also be allowed to disenroll at any time for cause.

- i) The Department may enter into contracts for the provision of medical care on a prepaid capitation basis from a Health Maintenance Organization whereby the recipient who chooses to receive medical care through an HMO may choose to disenroll at any time, upon written notice.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

NOTICE OF PROPOSED AMENDMENTS

- 1) Heading of the Part: Medication
- 2) Code Citation: 11 Ill. Adm. Code 509
- 3) Section Numbers Proposed Action
- | | |
|-------------------|-------------|
| 509.10 | Amendment |
| 509.20 | Amendment |
| 509.30 | Amendment |
| 509.40 | Amendment |
| 509.50 | Amendment |
| 509.60 | Amendment |
| 509.70 | Amendment |
| 509.75 | Amendment |
| 509.80 | Amendment |
| 509.90 | Amendment |
| 509.95 | New Section |
| 509.100 | Amendment |
| 509.110 | Amendment |
| 509.130 | Repeal |
| 509.140 | Amendment |
| 509.150 , 509.160 | Amendment |
| 509.170 | Amendment |
| 509.175 | Repeal |
| 509.190 | Amendment |
| 509.195 | Repeal |
| 509.200 | Amendment |
| 509.210 | Amendment |
| 509.220 | Amendment |
| 509.230 | Amendment |
| 509.240 | Repeal |
| 509.250 | Repeal |
| 509.260 | Repeal |
| 509.265 | Repeal |
| 509.270 | Amendment |
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 8, par. 37-9(b).
- 5) A complete description of the subjects and issues involved: This rulemaking reorganizes Part 509. Sections involving penalties were repealed and the specific criteria and penalty structures were added to those Sections directly relating to the penalties. Section 509.90 was amended to increase the threshold level for phenylbutazone and a penalty structure based upon graduated phenylbutazone concentrations was added. The procedure and administration regarding the use of furosemide (Lasix)

NOTICE OF PROPOSED AMENDMENTS

was removed from Section 509.90 and placed in a new Section (509.95). Sections 509.100 and 509.130 were combined into one Section (509.100). Section 509.140 was repealed due to legislation passed in August, 1991. All references to pre-race testing were removed from this part. Section 509.230 involving post mortem examinations was amended to include exceptions to post mortem examination.

- 6) Will these proposed amendments replace emergency amendments currently in effect? No.
- 7) Does this rulemaking contain an automatic repeal date? No.
- 8) Do these proposed amendments contain incorporation by reference? No.
- 9) Are there any other proposed amendments pending in this Part? No.
- 10) Statement of Statewide Policy Objectives: No local governmental units will be required to increase expenditures.
- 11) Time, Place and Manner in which interested persons may comment on this proposed rulemaking:

All comments should be submitted in writing, within 30 days, to:

Illinois Racing Board
Legal Department
100 West Randolph, Ste. 11-100
Chicago, Illinois 60601

12) Initial Regulatory Flexibility Analysis:

- A) Date rule was submitted to the Business Assistance Office of the Department of Commerce and Community Affairs: March 20, 1992
- B) Types of small business affected: None.
- C) Reporting, bookkeeping or other procedures required for compliance: None.
- D) Types of professional skills necessary for compliance: None.

The full text of the proposed amendment begins on the next page:

TITLE 11: ALCOHOL, HORSE RACING, AND LOTTERY
SUBTITLE B: HORSE RACING
CHAPTER I: ILLINOIS RACING BOARD
SUBCHAPTER c: RULES APPLICABLE TO ALL OCCUPATION LICENSEES

PART 509
MEDICATION

Section	Purpose
509.10	Definitions
509.20	Racing Soundness Exam
509.30	Foreign Substance Banned
509.40	Twenty-four Hour Ban
509.50	Unlawful Administration
509.60	Knowing Entry of Medicated Horse Prohibited
509.70	Pharmaceutical Aids Banned
509.75	Additions to Permitted List
509.80	Permitted Use of Foreign Substances: Threshold Levels
509.90	Eurosemide
509.95	Possession of Needles and Injectables Prohibited
509.100	Prescription Items - Animal Use
509.110	Possession of Drugs and Chemicals
509.120	Human Use of Substances and Hypodermic Syringes or Needles (Repealed)
509.130	Detention Barn
509.140	Test Samples
509.150	Referee Samples
509.160	Laboratory Reports and Findings with Respect to Test Samples
509.170	Laboratory Reports and Findings with Respect to Test Samples for Pre-Race Testing (Repealed)
509.175	Distribution of Purses
509.180	Procedures, Purses, Retention of Samples
509.190	Stewards Action on Laboratory Reports Under Pre-Race Testing (Repealed)
509.195	Trainer Responsibility
509.200	Prima Facie Evidence
509.210	Bleeders
509.220	Post Mortems
509.230	Penalties - Sections 509.60, 509.70, 509.260, or 509.265 Violations (Repealed)
509.240	Penalties - Failure to Guard Cases (Repealed)
509.250	Penalties - Violation of Section 509.90(a), Excessive Use of Phenylbutazone (Repealed)
509.260	Penalties - Violations of Section 509.75 Pharmaceutical Aids (Repealed)
509.265	Other Penalties
509.270	Veterinarian's Records
509.280	Offenses Occurring Prior to the Effective Date of the Rules
509.290	

AUTHORITY: Implementing and authorized by the Illinois Horse Racing Act of 1975 (Ill. Rev. Stat. 1991, ch. 8 par. 37-1 et. seq.; See in particular Paragraphs 37-2, 37-9(b), 37-36a and 37-40).

SOURCE: Adopted at 5 Ill. Reg. 4599, effective April 17, 1981; codified at 5 Ill. Reg. 10908; amended at 7 Ill. Reg. 1429, effective January 24, 1983; amended at 7 Ill. Reg. 15869, effective November 10, 1983; emergency amendment at 7 Ill. Reg. 16191, effective November 28, 1983, for a maximum of 150 days; amended at 8 Ill. Reg. 6094, effective April 19, 1984; amended at 8 Ill. Reg. 7002, effective May 7, 1984; amended at 11 Ill. Reg. 14424, effective August 14, 1987; amended at 11 Ill. Reg. 15492, effective September 3, 1987; amended at 14 Ill. Reg. 8186, effective May 15, 1990; amended at 20045, effective December 4, 1990; amended at 15 Ill. Reg. 11989, effective August 12, 1991; amended at 16 Ill. Reg. _____, effective _____.

Section 509.10 Purpose

The purpose of these rules is to protect the integrity of horse racing, to guard the health of the horse, to cooperate in the establishment of national medication rules as proposed by the National Association of State Racing Commissioners, and to safeguard the interests of the public and the racing participants through the prohibition or control of all substances foreign to the natural horse.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.20 Definitions

"Bleeder" means a horse which is examined by an ~~state~~ official veterinarian ~~with one hour~~ following a race or workout; and sheds blood from one or both nostrils or upon endoscopic examination shows observable amounts of free blood in the respiratory tract.

~~The foregoing criteria shall have been met on or after January 1, 1987.~~

"Bleeder List" means a tabulation of all bleeders to be maintained by the Board.

"Chemist" means any racing chemist selected by the Board.

"Foreign Substances" means all substances except:

Those which exist naturally in the untreated horse of normal physiological concentrations;

NOTICE OF PROPOSED AMENDMENTS

substances, or metabolites thereof which are contained in equine feeds or feed supplements but do not contain any pharmacodynamic and/or chemotherapeutic agents; or pharmaceutical aids as herein defined.

"Hypodermic Injection" means any injection into or under the skin or mucosa, including but not limited to intradermal injection, subcutaneous injection, submucosal injection, intramuscular injection, intravenous injection, intra-arterial injection, intra-articular injection, intrabursal injection, intraocular (intraconjunctival) injection.

"Laboratory" means the Illinois Racing Board Laboratory or any other testing Laboratory.

"Official Veterinarian" means a veterinarian employed by the Board or employed by an organization licensee and approved by the Board.

"Pharmaceutical aids" include only polyethylene glycol, polyoxyethylene glycol, polyalkylene glycol, polyoxyalkylene glycol, polysorbates, sorbitans and their analogues and derivatives.

"Prescription drug" means any chemical substance which is prohibited from being dispensed by any Federal or Illinois law without a prescription.

"Race Day" means the twenty-four hour period prior to the scheduled post time for the first race.

"Racing Soundness Exam" or "Racing Soundness Examination" means the physical examination for racing soundness and health of each horse, by an official veterinarian or his/her designee, ~~including but not limited to the following: observation at rest and while being jogged/temperature and observation at rest and while being jogged/~~

"Test Sample" shall mean any body substance including but not limited to blood or urine taken from a horse under the supervision of the State Veterinarian.

"Test Level" means the concentration of a foreign substance found in the test sample.

"Threshold Level" means a test level which must be exceeded before the Laboratory issues a positive report.

"Veterinarian" shall mean a veterinary practitioner licensed as such by the Illinois Department of Registration and Education and by the Board.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

ILLINOIS REGISTER
ILLINOIS RACING BOARD
NOTICE OF PROPOSED AMENDMENTS

Section 509.30 Racing Soundness Exam

Each and every horse entered to race shall be subjected to a racing soundness exam on race day, ~~including but not limited to the following: observation at rest and while being jogged/temperature and observation at rest and while being jogged/~~ by an official veterinarian or his designee. ~~All racing soundness exams shall be conducted outside the stall to which the animal is assigned. The state veterinarian shall keep or cause to be kept a continuing health and racing soundness record of each horse so examined.~~

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.40 Foreign Substance Banned

No horse participating in a race, or entered to participate in a race and not scratched by the day of the race, shall carry in its body any foreign substance (irrespective of when administered or injected), except as provided in Section 509.90(a), Section 509.90(c) and Section 509.950(d).

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.50 Twenty-four Hour Ban

No foreign substance shall be administered to a horse entered to race by hypodermic injection, oral administration, topical administration which can penetrate the skin, rectal infusion, suppository, or by inhalation within 24 hours prior to the scheduled post time for the first race, except as provided in ~~Rule 60/9(d)/(Section 509.950(d))~~.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.60 Unlawful Administration

a) Any person who administers or conspires to administer any foreign substance to any horse in violation of this ~~any~~ ~~any of the rules in this Part Rule 60/4/11/111/Adm/Code/Section/509/40~~ shall have his/her license suspended or revoked and may also be subjected to a civil penalty.

b) Penalties for violation of this Section shall be based on the following criteria:

- 1) the nature of the foreign substance: e.g., cough medicine, steroid, narcotic, stimulant, depressant, etc.;
- 2) the accessibility of the drug: e.g., can be purchased over the counter, only with a prescription, only with a license for controlled substances, cannot be purchased in this country;

(Source: Amended at 16 Ill. Reg. _____, effective _____)

NOTICE OF PROPOSED AMENDMENTS

- 3) the age and experience of the violator;
- 4) whether the violator has ever been the subject of a medication ruling in this or any other racing jurisdiction;
- 5) what action, if any, was taken by the violator of the rules to avoid such violation;
- 6) the purse of the race.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.70 Knowing Entry of Medicated Horse Prohibited

- a) Any person who knowingly enters any horse in a race that carries in its body during the race any foreign substance (irrespective of when it was administered or injected), other than those substances listed in Rules 109.11/111/113/114/115/116/117/118/119/120/121/122/123/124/125/126/127/128/129/130/131/132/133/134/135/136/137/138/139/140/141/142/143/144/145/146/147/148/149/150/151/152/153/154/155/156/157/158/159/160/161/162/163/164/165/166/167/168/169/170/171/172/173/174/175/176/177/178/179/180/181/182/183/184/185/186/187/188/189/190/191/192/193/194/195/196/197/198/199/200/201/202/203/204/205/206/207/208/209/210/211/212/213/214/215/216/217/218/219/220/221/222/223/224/225/226/227/228/229/230/231/232/233/234/235/236/237/238/239/240/241/242/243/244/245/246/247/248/249/250/251/252/253/254/255/256/257/258/259/260/261/262/263/264/265/266/267/268/269/270/271/272/273/274/275/276/277/278/279/280/281/282/283/284/285/286/287/288/289/290/291/292/293/294/295/296/297/298/299/300/301/302/303/304/305/306/307/308/309/310/311/312/313/314/315/316/317/318/319/320/321/322/323/324/325/326/327/328/329/330/331/332/333/334/335/336/337/338/339/340/341/342/343/344/345/346/347/348/349/350/351/352/353/354/355/356/357/358/359/360/361/362/363/364/365/366/367/368/369/370/371/372/373/374/375/376/377/378/379/380/381/382/383/384/385/386/387/388/389/390/391/392/393/394/395/396/397/398/399/400/401/402/403/404/405/406/407/408/409/410/411/412/413/414/415/416/417/418/419/420/421/422/423/424/425/426/427/428/429/430/431/432/433/434/435/436/437/438/439/440/441/442/443/444/445/446/447/448/449/450/451/452/453/454/455/456/457/458/459/460/461/462/463/464/465/466/467/468/469/470/471/472/473/474/475/476/477/478/479/480/481/482/483/484/485/486/487/488/489/490/491/492/493/494/495/496/497/498/499/500/501/502/503/504/505/506/507/508/509/510/511/512/513/514/515/516/517/518/519/520/521/522/523/524/525/526/527/528/529/530/531/532/533/534/535/536/537/538/539/540/541/542/543/544/545/546/547/548/549/550/551/552/553/554/555/556/557/558/559/560/561/562/563/564/565/566/567/568/569/570/571/572/573/574/575/576/577/578/579/580/581/582/583/584/585/586/587/588/589/590/591/592/593/594/595/596/597/598/599/600/601/602/603/604/605/606/607/608/609/610/611/612/613/614/615/616/617/618/619/620/621/622/623/624/625/626/627/628/629/630/631/632/633/634/635/636/637/638/639/640/641/642/643/644/645/646/647/648/649/650/651/652/653/654/655/656/657/658/659/660/661/662/663/664/665/666/667/668/669/670/671/672/673/674/675/676/677/678/679/680/681/682/683/684/685/686/687/688/689/690/691/692/693/694/695/696/697/698/699/700/701/702/703/704/705/706/707/708/709/710/711/712/713/714/715/716/717/718/719/720/721/722/723/724/725/726/727/728/729/730/731/732/733/734/735/736/737/738/739/740/741/742/743/744/745/746/747/748/749/750/751/752/753/754/755/756/757/758/759/760/761/762/763/764/765/766/767/768/769/770/771/772/773/774/775/776/777/778/779/780/781/782/783/784/785/786/787/788/789/790/791/792/793/794/795/796/797/798/799/800/801/802/803/804/805/806/807/808/809/810/811/812/813/814/815/816/817/818/819/820/821/822/823/824/825/826/827/828/829/830/831/832/833/834/835/836/837/838/839/840/841/842/843/844/845/846/847/848/849/850/851/852/853/854/855/856/857/858/859/860/861/862/863/864/865/866/867/868/869/870/871/872/873/874/875/876/877/878/879/880/881/882/883/884/885/886/887/888/889/890/891/892/893/894/895/896/897/898/899/900/901/902/903/904/905/906/907/908/909/910/911/912/913/914/915/916/917/918/919/920/921/922/923/924/925/926/927/928/929/930/931/932/933/934/935/936/937/938/939/940/941/942/943/944/945/946/947/948/949/950/951/952/953/954/955/956/957/958/959/960/961/962/963/964/965/966/967/968/969/970/971/972/973/974/975/976/977/978/979/980/981/982/983/984/985/986/987/988/989/990/991/992/993/994/995/996/997/998/999/1000/1001/1002/1003/1004/1005/1006/1007/1008/1009/1010/1011/1012/1013/1014/1015/1016/1017/1018/1019/1020/1021/1022/1023/1024/1025/1026/1027/1028/1029/1030/1031/1032/1033/1034/1035/1036/1037/1038/1039/1040/1041/1042/1043/1044/1045/1046/1047/1048/1049/1050/1051/1052/1053/1054/1055/1056/1057/1058/1059/1060/1061/1062/1063/1064/1065/1066/1067/1068/1069/1070/1071/1072/1073/1074/1075/1076/1077/1078/1079/1080/1081/1082/1083/1084/1085/1086/1087/1088/1089/1090/1091/1092/1093/1094/1095/1096/1097/1098/1099/1100/1101/1102/1103/1104/1105/1106/1107/1108/1109/1110/1111/1112/1113/1114/1115/1116/1117/1118/1119/1120/1121/1122/1123/1124/1125/1126/1127/1128/1129/1130/1131/1132/1133/1134/1135/1136/1137/1138/1139/1140/1141/1142/1143/1144/1145/1146/1147/1148/1149/1150/1151/1152/1153/1154/1155/1156/1157/1158/1159/1160/1161/1162/1163/1164/1165/1166/1167/1168/1169/1170/1171/1172/1173/1174/1175/1176/1177/1178/1179/1180/1181/1182/1183/1184/1185/1186/1187/1188/1189/1190/1191/1192/1193/1194/1195/1196/1197/1198/1199/1200/1201/1202/1203/1204/1205/1206/1207/1208/1209/1210/1211/1212/1213/1214/1215/1216/1217/1218/1219/1220/1221/1222/1223/1224/1225/1226/1227/1228/1229/1230/1231/1232/1233/1234/1235/1236/1237/1238/1239/1240/1241/1242/1243/1244/1245/1246/1247/1248/1249/1250/1251/1252/1253/1254/1255/1256/1257/1258/1259/1260/1261/1262/1263/1264/1265/1266/1267/1268/1269/1270/1271/1272/1273/1274/1275/1276/1277/1278/1279/1280/1281/1282/1283/1284/1285/1286/1287/1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NOTICE OF PROPOSED AMENDMENTS

- C) In the event a post-race sample from a horse contains an amount of phenylbutazone greater than 8.0 mcg/ml but less than or equal to 15.0 mcg/ml of serum or plasma, the trainer shall be subject to a fine, not to exceed \$1000 and/or a suspension not to exceed 15 days.
- D) In the event a post-race sample from a horse contains an amount of phenylbutazone greater than 15.0 mcg/ml of serum or plasma, the trainer shall be subject to a fine not to exceed \$1000 and/or suspension not to exceed 60 days; the horse shall be disqualified and the purse re-distributed.
- E) If the bute coverage is due to the negligence of the veterinarian attending the horse, the veterinarian shall be penalized in addition to, or instead of, the trainer.
- F) Penalties for violations of this Section shall be based on the following criteria:
- 1) previous warnings and rulings for violations of this Section;
 - 2) the age and experience of the violator;
 - 3) whether the violator has ever been the subject of a medication ruling in this or any other racing jurisdiction;
 - 4) what action, if any, was taken by the violator of the rules to avoid such violation;
 - 5) what action, if any, was taken by the trainer to guard the horse during the twenty-four hours prior to the race;
 - 6) what action, if any, was taken by the trainer to guard the horse during the period between entry and the race;
 - 7) the purse of the race.
- 4) To help horsemen determine the test levels of phenylbutazone, and/or phenylbutazone, the Board Laboratory will test, without charge, all equine serum or plasma samples submitted to it which are accompanied by an affidavit indicating time, method, and route of administration phenylbutazone
- 5) OTHER INFORMATION SUBMITTED MAY BE ADDED TO THIS AFTER/MEETING THE EVENT IS ESTABLISHED/IN RULE/ON/18/SECTION/509/8011

- b) The following foreign substances may be administered externally to a horse entered to a race: Leg paints and liniments which do not contain ~~any~~any "caine" derivatives and do not contain pharmacodynamic and/or chemotherapeutic agents, and which can be applied topically without penetrating the skin.
- c) Subject to the prohibition contained in Rule 68(1)(5) & (24-40007) 68(1)(Section 509.50) (24-hour ban), the following foreign substances, commonly referred to as anti-bacterial or anti-fungal drugs may be present in the body of a horse participating in a race:

- ## 1) Antibiotics

Ampicillin

Ampicillin sodium

Azolsulfamide

Chloramphenicol

Erythromycin sulfate

Gentamicin sulfate

Kanamycin sulfate

Methenamine

Neomycin sulfate

Nitrofurantoin

Oxytetracycline

Penicillin G. Benzathine

Penicillin G. Potassium

Sulfadimethoxine

Sulfamethoxazole

Sulfapyridine

Sulfathiazole
Tetracycline
Trimethoprim

2) Anti-Fungals

- Amphotericin B
- Griseofulvin
- Neomycin Undecylenate
- Nystatin

d) This listing of anti-bacterial and anti-fungal drugs is all inclusive and shall not include any other anti-bacterial or anti-fungal drug.

e) Furosemide

1) Procedure

A) If the state/veterinarian determines that a horse is a bleeder, he shall issue a certificate of examination and place the horse by name on the bleeder list. The trainer shall affix the certificate of examination to the horse's foal papers or eligibility papers. A trainer who plans to race a bleeder shall indicate that the horse races with furosemide on the entry form.

B) The official state veterinarian shall authorize a horse which has bled in another state to race on furosemide upon presentation by the trainer of:

- 1) written certification from an official veterinarian in another state that a horse is a bleeder; or
- 2) publication in the charts that the horse bled following a race.

C) If the official state veterinarian determines that a horse is a bleeder, he shall issue a certificate of examination and place the horse by name on the bleeder list. The trainer shall affix the certificate of examination to the horse's foal papers or eligibility papers. A trainer who plans to race a bleeder shall indicate that the horse races with furosemide on the entry form.

2) Administration of Furosemide

A) If a horse has been approved as a bleeder prior to entry, it shall be required to administer furosemide prior to the race.

B) The practice/veterinarian shall administer furosemide to any horse in the race track facility prior to the administration of furosemide.

C) The practice/veterinarian shall administer furosemide to any horse in the race track facility prior to the administration of furosemide.

D) The practice/veterinarian shall administer furosemide to any horse in the race track facility prior to the administration of furosemide.

E) The practice/veterinarian shall administer furosemide to any horse in the race track facility prior to the administration of furosemide.

F) The practice/veterinarian shall administer furosemide to any horse in the race track facility prior to the administration of furosemide.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.95 Furosemide

a) Procedure

- 1) If the official state veterinarian determines that a horse is a bleeder, he shall issue a certificate of examination and place the horse by name on the bleeder list. The trainer shall affix the certificate of examination to the horse's foal papers or eligibility papers. A trainer who plans to race a bleeder shall indicate that the horse races with furosemide on the entry form.
- 2) The official veterinarian shall authorize a horse which has bled in another state to race on furosemide upon presentation by the trainer of:

- 1) written certification from an official veterinarian in another state that a horse is a bleeder; or
- 2) publication in the charts that the horse bled following a race.

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 3) If a horse has been denominated a bleeder, it shall remain on the bleeder list and be administered furosemide prior to its races regardless of change of owner or trainer. Once on the bleeder list a horse shall be removed from the list only upon the direction of an official veterinarian who shall certify in writing to the Board his recommendation for removal of the horse from the list. The official veterinarian's recommendation shall be based upon his professional judgment.

b) Administration

- 1) If a horse has been placed on the bleeder list, it shall be brought to a retention facility not less than four hours and 15 minutes prior to post time of the race in which it is entered. Said retention facility shall be provided by the racing association which shall also provide security for the facility.
- 2) In the presence of the state veterinarian or his designee, the practicing veterinarian may draw blood samples from any horse in the retention facility prior to the administration of furosemide.
- 3) The practicing veterinarian shall bring to the retention facility an unopened supply of furosemide and a supply of sterile hypodermic needles and syringes. The practicing veterinarian shall administer 250 mg. of furosemide intravenously to the bleeder in the presence of the state veterinarian or his designee.
- 4) The trainer, or his licensed employee, shall remain with the horse in the retention facility. Following the administration of lasix, the trainer of record or his designee shall immediately return the horse to its assigned stall and shall remain with the horse and provide constant surveillance in accordance with Section 436.05(c) (11 Ill. Adm. Code 436.05(c)).

(Source: Added at 16 Ill. Reg. _____, effective _____)

Section 509.100 Possession of Needles and Injectables Prohibited

a) ~~Possession of Hypodermic Needles or Syringe~~ Prohibited

No person, except a veterinarian, shall have in his possession, within any race track enclosure, any hypodermic syringe or any other instrument capable of being used for the injection of any chemical substance into any horse; except as provided herein: ~~of any chemical substance~~

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- 1) Any person may possess, within any race track enclosure, any hypodermic syringe or needle for the purpose of administering to himself a chemical substance provided that a person has notified the state stewards in writing:

- A) of the possession of such device.
B) of the size of such device, and
C) of the chemical substance to be administered by such device.

b) ~~Possession of Injectables~~ Prohibited

No person, except a veterinarian, shall have in his possession, within any race track enclosure, any substance prepared for the purpose of being injected into any ~~horse~~ animal or human; except as provided herein.

- 1) Any person may possess, within any race track enclosure, any chemical substance for use on his/her own person, provided that, if such chemical substance is a prescription drug, such person is in possession of documentary evidence that a valid prescription for such prescription drug has been issued to such person.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.110 Prescription Items - Animal Use

- a) No person except a veterinarian shall have in his possession within a race track enclosure any prescription drug; except as provided herein:
- b) ~~Horse~~ A person may possess a prescription drug for animal use if:
- 1) The person ~~actually~~ possesses, within the race track enclosure, documentary evidence that a prescription has been issued to him for such prescription drug;

- 2) The prescription contains a specific dosage for the particular horse or horses to be treated by the prescription drug; and

- 3) The horse or horses named in the prescription are ~~then~~ in said person's care within the race track enclosure.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

NOTICE OF PROPOSED AMENDMENTS

Section 509.130 Human Use of Substances and Hypodermic Syringes or Needles
(Repealed)

a) Prescription Items -- Human Use

Notwithstanding the provisions of Rule 69.10, 69.11 and 69.12 (Sections 509.100, 509.110 and 509.120) any person may possess within a race track enclosure any chemical substance for use on his/her own person, provided that if such chemical substance is a prescription drug, such person is in possession of documentary evidence that a valid prescription for such prescription drug has been issued to such person.

b) Hypodermic Syringe or Needle

Notwithstanding the provisions of Rule 69.10, (Section 509.100) any person may possess within any race track enclosure any hypodermic syringe or needle for the purpose of administering to himself or herself a chemical substance provided that a person has notified the state steward in writing:

- 1) of the possession of such device;
- 2) of the size of such device; and
- 3) of the chemical substance to be administered by such device.

(Source: Repealed at 16 Ill. Reg. _____, effective _____)

Section 509.140 Detention Barn

Every organization licensee shall provide a suitable/detention barn when where test samples shall be taken under the supervision of the state veterinarian. The test samples provided for in Rule 69.15 (a) and 69.16 (a) shall be taken at the detention barn under the direction of the state veterinarian. Such detention barn shall satisfy standards prescribed by the state veterinarian and shall be approved by the Board. In addition, every organization licensee shall furnish, during racing hours, a guard whose duty shall be to assist Board employees in the detention barn. Such guard shall remain on duty until the last specimens have been taken for that racing day.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.150 Test Samples

- a) The winning horse in every race and any other horse or horses selected at the discretion of the stewards, shall have taken from it test samples.

NOTICE OF PROPOSED AMENDMENTS

b) All horses entered to race shall be subjected to a pre-race blood test by the state veterinarian, stewards or the board. All test samples shall be taken from all of the horses in any given race randomly selected for pre-race testing. A negative pre-race test finding shall not preclude the stewards from ordering post-race testing of a horse.

b) Any person having the care, custody, and/or control of any horse who shall refuse to submit such horse for test samples shall have his license suspended for not less than 30 days and such horse shall be disqualified.

c) Test samples shall be taken under the supervision of the state veterinarian by persons appointed by the Board. During the taking of such test samples, the owner or trainer or their agent or employee may be present at all times.

d) The test samples shall be sealed by the state veterinarian or those under his/her supervision and the evidence of such sealing shall be witnessed by the signature of the owner or trainer or their agent or employee.

f) Every organization licensee shall provide a suitable/pre-race laboratory structure where the samples provided for in this section shall be tested. Suitable pre-race laboratory structures included but are not limited to a structure which contains plumbing, electricity, refrigeration, telephones, heat, sewers and water.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.160 Referee Samples

- a) For each horse tested, one portion of the test sample (hereinafter referred to as the "referee sample") shall be preserved by the laboratory. The referee sample shall be available for testing at the request of the owner, trainer or other person charged with a violation of these rules. The referee sample may also be tested by the Board Laboratory with the consent of the owner of the horse from whom the sample was taken. If the Illinois Racing Board requests permission from the owner to test his or her referee sample, and the owner refuses to grant the permission, the Board shall deem such refusal by the owner as grounds for revoking his or her occupation license.

- b) If the owner, trainer or other person charged with a violation of these rules desires to send the referee sample to another laboratory for testing, the Board shall bear the cost of preparing the samples for shipment, but the cost of such shipment and of such testing at another laboratory shall be borne by the person requesting the additional tests.

NOTICE OF PROPOSED AMENDMENTS

- c) Whenever a referee sample is opened, a portion of that test sample shall be preserved by the Board Laboratory in case further testing is requested.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.170 Laboratory Reports and Findings

- a) If the laboratory determines that a foreign substance, or any metabolite thereof, is a constituent in a test sample, the laboratory shall report such determination to the Executive Director of the Board, the stewards and to the state veterinarian.
- b) If the laboratory analysis of a test sample is concluded after the end of a meet in which the test sample was taken, the laboratory shall make its report or finding to the Secretary Executive Director of the Board. The Secretary Executive Director shall refer such report or finding to the stewards at another race meeting or directly to the Board. In making such referral, the Secretary Executive Director shall consider the location of the trainer, the availability of stewards, and the Board's schedule for hearings.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.175 Laboratory Reports and Findings with Respect to Test Samples for Pre-Race Testing (Repealed)

If the Laboratory and its staffs of a test sample taken for pre-race testing reveals that a foreign substance or any metabolite thereof is either a constituent or a prohibited constituent of such test sample, the Laboratory shall immediately report such determination to the stewards and the state veterinarian.

(Source: Repealed at 16 Ill. Reg. _____, effective _____)

Section 509.190 Procedures, Purses, Retention of Samples

- a) Upon receipt of a positive laboratory report from the Laboratory, the stewards or the Secretary Executive Director of the Board shall immediately direct that no purse money shall be awarded to the horse in question pending a final determination by the stewards or the Board of the accuracy of the laboratory's report. The stewards or the Secretary Executive Director of the Board shall notify the owner, trainer, and any other person having care or custody or control of the horse. If the purse money has been distributed, the stewards or the Secretary Executive Director shall order it returned pending determination of the accuracy of the laboratory's report. The stewards or the Secretary Executive Director of the Board shall proceed to conduct an inquiry or the board shall conduct an inquiry or hearing.

NOTICE OF PROPOSED AMENDMENTS

- b) If the report of a laboratory is not contested or if the stewards or the Board determine that the laboratory report is accurate, all purse money won by the horse in the race in question shall be forfeited and redistributed among the remaining horses according to their order of finish. No such forfeiture and redistribution shall affect the distribution of pari-mutuel pools.

c)

- 1) If no positive laboratory report has been issued by the Laboratory to the stewards or the Board within 60 days after the date of a race, the owner of a horse shall become legally entitled to the money in the purse and it shall be conclusively presumed that the conditions precedent to such entitlement have been met.
- 2) Provided, however, positive laboratory reports issued more than 60 days after the date of a race may be considered by the stewards or the Board as evidence of a rule violation under Section 509.60, 509.70, or 509.200.
- d) If a positive laboratory report has been issued, whatever remains of that particular test sample shall be retained until all legal proceedings have been concluded.
- e) All samples shall be retained by the Laboratory for the maximum period permitted by available storage facilities. No samples may be destroyed when storage facilities become unavailable except upon approval by a majority of the members of the Board.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

Section 509.195 Stewards Action on Laboratory Reports Under Pre-Race Testing (Repealed)

- a) Upon receipt of a positive laboratory report indicating the presence of a foreign substance or metabolite thereof, the stewards shall notify the trainer or any other person representing the trainer having care or custody or control of the horse from which the test sample was taken. In addition, the referee's staff in plain view, posting report shall be posted on the horse's stall in plain view, posting of such a report shall impute notice of a positive laboratory result to the trainer and any other person representing the trainer, having care or custody or control of the horse. The stewards shall proceed to conduct an immediate inquiry with respect to such laboratory determination.

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

- b) If the Laboratory reports is not contested or if the stewards determine on the basis of their inquiry that the Laboratory report is accurate, the stewards shall order the horse scratched from the race in which it is entered and the horse may not race until such time as it is determined that such horse is free of any foreign substance and is racing sound in accordance with the racing/sound/examination defined in Section 509.20.
- c) Any owner or trainer who wishes to contest the Laboratory report shall be provided a refereed sample in accordance with Subsection 509.160(d).

(Source: Repealed at 16 Ill. Reg. ____, effective ____)

Section 509.200 Trainer Responsibility

- a) Every trainer has the duty to guard or cause to be guarded each horse trained by him/her in such a manner as to prevent any person, including his/her veterinarian, from administering to such horse any foreign substance in violation of these rules.
- b) Every trainer has the duty to be familiar with the medication rules of the Board, and reasonably familiar with the foreign substances he/she administers or directs his/her employees to administer, and which are administered by such trainer's veterinarian.
- c) Every trainer has the duty to have each horse trained by him in its assigned security barn located up to five (5) hours prior to post time of the race in which the horse is entered stall in accordance with Part 436 (11 Ill. Adm. Code 436).

(Source: Amended at 16 Ill. Reg. ____, effective ____)

Section 509.210 Prima Facie Evidence

- a) A determination by the laboratory pursuant to these rules shall constitute prima facie evidence that the trainer has violated Rule 509.60 or 509.70 or has failed in the duties specified in Rule 509.20 or 509.210 or Code Section 509.200.
- b) As used in this rule, "prima facie evidence" means that the trainer has the burden of going forward with evidence.

(Source: Amended at 16 Ill. Reg. ____, effective ____)

ILLINOIS RACING BOARD

NOTICE OF PROPOSED AMENDMENTS

Section 509.220 Bleeders

- a) The bleeder list for the race meeting shall be posted in the racing secretary's office and in the state veterinarian's office at each race meeting.
- b) The first time a horse bleeds, it shall be ineligible to race for 18 days, but may be entered prior to the 18th day. (Where there is a 72-hour entry box, a bleeder may be entered on the 18th day to race on the 19th day. Where there is a 48-hour entry box, it may be entered on the 16th day.)
- c) A horse which bleeds for the second time in any 12-month period shall be barred from racing in Illinois for minimum of three months.
- d) A horse which bleeds for the third time in any 12-month period shall be barred from racing in Illinois for a minimum of six months.
- e) After the expiration of any of the above-mentioned periods, no horse may again start until it has been approved by the state veterinarian.

(Source: Amended at 16 Ill. Reg. ____, effective ____)

Section 509.230 Post Mortems

- a) Every horse which suffers a breakdown on the race track in training, or in competition, and is destroyed, (and every other horse which expires while stabled on the race track under the jurisdiction of the Board), shall undergo post-mortem examination at a time and place acceptable to the state official veterinarian to determine the injury or sickness which resulted in euthanasia or natural death, except as provided herein:
- 1) In the case of breakdowns, an examination of the affected area by a veterinarian in the presence of, and in consultation with, the official veterinarian shall be sufficient, however test samples shall be required.
- 2) A post-mortem shall not be required if in the opinion of the state veterinarian a post-mortem is impractical or not necessary, however, test samples shall be required.
- 3) Post-mortems shall not be required when death is due to fire.
- b) The post-mortem examination required under this rule shall be conducted by a veterinarian employed by the owner or the horse's trainer in the presence of and in consultation with an official veterinarian.

- (Source: Amended at 16 Ill. Reg. _____, effective _____)

WHEN IMPOSING PENALTIES FOR A VIOLATION OF RULE/C9/16, C9/17, C9/126, OF C9/126 IS, THE STWARDS AND THE BOARD SHALL CONSIDER, BUT NOT BE LIMITED TO, THE FOLLOWING FACTORS:

- 20 THE NATURE OF THE FOREIGN SUBSTANCE, ELL/ELL/COUGH/MEDICATION/
STENOLOGY, NARYCOLOGY, STENOLOGY, DEPRESSION, ETC.
- 21 THE ACCESSIBILITY OF THE DRUG, ELL/ELL/CAN/BE/PURCHASED/OVER/THE
COUNTRY, ONLY WITH A PRESCRIPTION, ONLY WITH A LICENSE, FOR
CONTROLLED SUBSTANCES, I CANNOT/BE/PURCHASED/IN THIS COUNTRY.
- 22 THE AGE AND EXPERIENCE OF THE VIOLATOR.
- 23 WHETHER THE VIOLATOR WAS EVER BEEN THE SUBJECT OF A MEDICATION
RULING IN THIS OR ANY OTHER RACIAL JURISDICTION.
- 24 WHAT ACTION, IF ANY, WAS TAKEN BY THE VIOLATOR OF THE RULES TO
AVOID SUCH VIOLATION.
- 25 THE AVERAGE HANDOUT AT THE VACC MEDICINE WHERE THE VIOLATION
OCCURRED, AND THE PURPOSE OF THE VACC.

- BY THE SUNDAY SCHOOL, NOT BE REQUIRED TO ATTEND ANY OF THE FOREGOING IN THEIR TEACHING, OR WHAT IN IGNORANCE OF THE RULES BY, OR DEEMED A WHOLESALE FACTORY.

(Source: Repealed at 16 Ill. Reg. _____, effective _____)

Section 509.250
Penalties - Failure to Guard Cases (Repealed)

- WHEN/IMPOSING/PENALTIES/FOY/A/VIOLATION/OF/ROUTE/C9//20//C9//26//OR
C9//26//5//1/SECTIONS/509/200//509/260//OR/509/265//THE/STEWARDS/AND/THE
BOARD/SHALL/CONSIDER//BUT/NOT/BE/LIMITED/TO//THE/FOLLOWING/MATTERS/
- 1) WHAT/ACTION//IF/ANY//WAS/TAKEN//BY/THE/STAFF/TO/QUAD/THE/MORSE
DURING/THE/TWENTY-FOUR/HOURS/PRIOR/TO/THE/RACE/
- 2) WHAT/ACTION//IF/ANY//WAS/TAKEN//BY/THE/STAFF/TO/QUAD/THE/MORSE
DURING/THE/PERIOD/BETWEEN/ENTRY/AND/THE/RACE/
- 3) THE/NATURE/OF/THE/FOURTH/SUBSTANCE//ELL//GL//COUGH/MEDICINE/
STERIOD//MAYCORT//ESTIMULANT//DEPRESSANT//ETC//
- 4) THE/ACCESSIBILITY/OF/THE/DRUG//ELL//GL//CAN/BE/PURCHASED/OVER/THE
COUNTER//ONLY//WITH/A/PRESCRIPTION//ONLY//WITH/A/RECIPE//FOR
CONTROLLED/SUBSTANCES//CAN/NOT/BE/PURCHASED//IN/THIS/COUNTRY//ETC//
- 5) THE/AGE/AND/EXPERIENCE/OF/THE/STAFF/
- 6) WHETHER/THE/STAFF/HAS/BEEN/THE/SUBJECT/OF/A/MEDICATION//PUTTING
IN/THIS//OF/ANY/OTHER//ACTING/JURISDICTIONS/
- 7) THE/AVERAGE/WEIGHT//AT/THE/RACE/MEETING//WHERE/THE/VIOLATION
OCCURRED//AND/THE/MORSE//OF/THE/RACE/

(Source: Repealed at 16 Ill. Reg. ____, effective

Section 509.260
Penalties - Violation of Section 509.90(a), Excessive Use
of Phenylbutazone (Repealed)

- [illegible]

NOTICE OF PROPOSED AMENDMENTS

- 1) THE FIRST TWO TIMES THAT THE LABORATORY FINDS BUTE OVERAGES WITH RESPECT TO ANY HORSES OF A TRAINER, THE TRAINER SHALL RECEIVE A WRITING WARNING. PROVIDED HOWEVER, THAT A TRAINER WHO HAS STARTED MORE THAN 150 HORSES IN ANY CALENDAR YEAR SHALL BE EXEMPTED TO ONE ADDITIONAL WARNING AND SHALL BE EXEMPTED TO ONE FURTHER WARNING FOR EACH SUBSEQUENT 150 STARTS IN EXCESS OF 300. THE BURDEN OF PROVING THE NUMBER OF HORSES STARTED SHALL BE ON THE TRAINER.
- 2) IF THE LABORATORY FINDS A BUTE OVERAGE WITH RESPECT TO ANY HORSES OF A TRAINER, AFTER THE TRAINER HAS ALREADY RECEIVED TWO WRITING WARNINGS, THE STEWARDS SHALL IMPOSE A CIVIL PENALTY NOT TO EXCEED \$500.
- 3) IF THE LABORATORY FINDS A SECOND BUTE OVERAGE WITH RESPECT TO ANY HORSES OF A TRAINER, AFTER THE TRAINER HAS ALREADY RECEIVED TWO WRITING WARNINGS, THE STEWARDS SHALL IMPOSE A CIVIL PENALTY NOT TO EXCEED \$1000.
- 4) NO VIOLATION SHALL BE DEEMED TO HAVE OCCURRED UNLESS AND UNTIL THE TRAINER HAS RECEIVED WRITTEN NOTICE OF THE BUTE OVERAGE.
- 5) PENALTIES SHALL BE COMPUTED ON AN ANNUAL BASIS AND SHALL NOT CARRY OVER FROM YEAR TO YEAR.
- 6) IF THE BUTE OVERAGE OCCURRED DUE TO THE NEGLIGENCE OF THE VETERINARIAN ATTENDING THE HORSE, THE VETERINARIAN SHALL BE PENALIZED IN ADDITION TO, OR INSTEAD OF, THE TRAINER.

(Source: Repealed at 16 Ill. Reg. _____, effective _____)

Section 509.265 Penalties - violations of Section 509.75 Pharmaceutical Aids (Repealed)

- 1) EACH TIME THAT THE LABORATORY FINDS THAT A PHARMACEUTICAL AID IS PRESENT IN A PRETOR POST-RACE TEST SAMPLE, THE TRAINER AND THE VETERINARIAN ATTENDING THE HORSE SHALL BE NOTIFIED.
- 2) THE PENALTIES FOR FINDINGS OF PHARMACEUTICAL AIDS IN PRETOR POST-RACE SAMPLES SHALL BE COMPUTED AS FOLLOWS:
- 1) THE FIRST TWO TIMES THAT THE LABORATORY FINDS PHARMACEUTICAL AIDS IN THE PRETOR POST-RACE TEST SAMPLE, OF ANY HORSES OF A TRAINER, THE TRAINER SHALL RECEIVE A WRITING WARNING.
- 2) IF THE LABORATORY FINDS A PHARMACEUTICAL AID IN PRETOR POST-RACE TEST SAMPLE, OF ANY HORSES OF A TRAINER AFTER THE TRAINER HAS ALREADY RECEIVED TWO WRITING WARNINGS, THE STEWARDS SHALL IMPOSE A CIVIL PENALTY NOT TO EXCEED \$500.

NOTICE OF PROPOSED AMENDMENTS

- 3) IF THE LABORATORY FINDS A SECOND PHARMACEUTICAL AID IN A PRETOR POST-RACE TEST SAMPLE, OF ANY HORSES OF A TRAINER AFTER THE TRAINER HAS ALREADY RECEIVED TWO WRITING WARNINGS, THE STEWARDS SHALL IMPOSE A CIVIL PENALTY NOT TO EXCEED \$1000.
- 4) NO VIOLATION SHALL BE DEEMED TO HAVE OCCURRED UNLESS AND UNTIL THE TRAINER HAS RECEIVED WRITTEN NOTICE OF THE LABORATORY FINDING.
- 5) IF THE PRESENCE OF THE PHARMACEUTICAL AID OCCURRED DUE TO THE NEGLIGENCE OF THE VETERINARIAN ATTENDING THE HORSE, THE VETERINARIAN SHALL BE PENALIZED IN ADDITION TO, OR INSTEAD OF, THE TRAINER.

(Source: Repealed at 16 Ill. Reg. _____, effective _____)

Section 509.270 Other Penalties

Any person who violates any of these rules for which no penalty is provided herein may be penalized by the stewards or the Board in accordance with the provisions for penalties contained elsewhere in the rules or in the Illinois Horse Racing Act of 1975. When imposing penalties, the stewards or the Board shall consider all relevant factors including, but not limited to, those specified in the Rules (09/24/88/09/25/11/11/Adm/Code/Section/509/240/and 509/250) included, but not limited to those specified in this Part.

(Source: Amended at 16 Ill. Reg. _____, effective _____)

DEPARTMENT OF CORRECTIONS
NOTICE OF ADOPTED AMENDMENTS1) Heading of the Part: COMMISSARIES2) Code Citation: 20 Ill. Adm. Code 2103) Section Numbers: Adopted Action:210.20 Amendment
210.30 Amendment4) Statutory Authority: Implementing Section 3-7-2a and authorized by Section 3-7-1 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, pars. 1003-7-2a and 1003-7-1).5) Effective Date of Rule(s) (Amendments, Repealer): May 1, 19926) Does this rulemaking contain an automatic repeal date? Yes
X No7) Does this amendment contain incorporations by reference? No8) Date Filed in Agency's Principal Office: April 20, 19929) Notice(s) of Proposal Published in Illinois Register:December 2, 1991 15 Ill. Reg. 17010
(issues date)10) Has JCAR issued a Statement of Objections to these rules? No11) Difference between proposal and final version: None12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes13) Will this amendment replace an emergency rule currently in effect? No14) Are there any amendments pending on this Part? No15) Summary and Purpose of Amendments: The change to Section 210.20 eliminates unnecessary examinations and provides more efficient use of health care personnel without being detrimental to the safety of persons using the commissaries. The change to Section 210.30 will provide flexibility for transferring commissary profits to benefit funds but will have no net effect on the amount of profits transferred.16) Information and questions regarding this adopted amendment shall be directed to:

DEPARTMENT OF CORRECTIONS

NOTICE OF ADOPTED AMENDMENTS

Name: William H. Craine, Ph.D., Deputy Director
Department of Corrections
Address: 1301 Concordia Court
P. O. Box 19277
Springfield, Illinois 62794-9277
Telephone: 217/522-2666The full text of the Adopted Amendments begins on the next page:

ILLINOIS REGISTER

DEPARTMENT OF CORRECTIONS

NOTICE OF ADOPTED AMENDMENTS

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE, AND LAW ENFORCEMENT
CHAPTER 1: DEPARTMENT OF CORRECTIONS
SUBCHAPTER b: FISCAL AND BUSINESS MANAGEMENT

PART 210
COMMISSARIES

Section

210.10 Applicability

210.20 Commissary Operations

210.30 Commissary Profits

AUTHORITY: Implementing Section 3-7-2a and authorized by Section 3-7-1 of the Unified Code of Corrections (Ill. Rev. Stat. 1989, ch. 38, pars. 1003-7-2a and 1003-7-1).

SOURCE: Adopted at 8 Ill. Reg. 14417, effective August 1, 1984; amended at 10 Ill. Reg. 12567, effective August 1, 1986; amended at 16 Ill. Reg. 6979, effective May 1, 1992.

Section 210.20 Commissary Operations

- a) Each adult and juvenile facility may establish a commissary or canteen for committed persons.
- b) Items sold in the committed persons' commissary shall be shown on an approved listing of standard commissary items.
- c) Commissary credit shall not be extended.
- d) Committed persons or employees assigned to commissaries which handle where non-packaged food is handled shall be examined screened by the facility physician and approved for such work before the assignment is made and annually thereafter medical staff prior to commencing work in food service areas.

(Source: Amended at 16 Ill. Reg. 6979, effective May 1, 1992)

Section 210.30 Commissary Profits

At least once per quarter, the net profit available for transfer Commissary profits shall be transferred to the appropriate benefit fund.

(Source: Amended at 16 Ill. Reg. 6979, effective May 1, 1992)

ILLINOIS REGISTER

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENTS

1) Heading of Part: The Campaign Financing Act

2) Code Citation: 26 Ill. Adm. Code 100

3) Sections Numbers: Adopted Action:

100.30

Repealed

4) Statutory Authority: Ill. Rev. Stat. 1991, Ch. 46, pars. 1A-8(a) and 9-15.

5) Effective Date of Adopted Action: April 21, 1992

6) Does this rulemaking contain an automatic repeal date? No

7) Do these rules contain incorporations by reference? No

8) Date filed in Agency's Principal Office: April 21, 1992

9) Notice of Proposal Published in Illinois Register:

April 26, 1991 15 Ill. Reg. 5939

10) Has JCAR issued a Statement of Objections to this Rule?

No; the Joint Committee has issued a letter of agreement and certificate of no objection.

11) Differences between proposal and final version:

None.

12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR?

None were required.

13) Will this rule replace an emergency rule currently in effect? No

14) Are there any amendments pending on this part? No

- 15) Summary and Purpose of Rule:

Section 30 is repealed to conform to current statutes.
- 16) Information and questions regarding these adopted rules shall be directed to:

A. L. Zimmer, General Counsel
State Board of Elections
100 W. Randolph Street, Suite 14-100
Chicago, IL 60602
(312) 814-6440

The full text of the Adopted Amendments begins on the next page:

Section	Definitions
100.10	Official Forms
100.20	Forwarding of Documents (Repealed)
100.30	Vacancies in Office - Custody of Records
100.40	Multiple Filings by State and Local Committees
100.50	Filing Option for a Federal Political Committee
100.60	Reports of Contributions and Expenditures
100.70	Report Forms
100.80	Provision Circumvention
100.90	Proof of Identification; Application for Inspection and Copying
100.100	

AUTHORITY: Implementing Article 9 of the Election Code (Ill. Rev. Stat. 1991, ch. 46, par. 9-1 et seq.) and authorized by Section 9-15(3) of the Election Code (Ill. Rev. Stat. 1991, ch. 46, par. 9-15(3)).

SOURCE: Amended at 5 Ill. Reg. 1337, effective January 30, 1981; amended at 5 Ill. Reg. 12115, effective October 26, 1981; codified at 6 Ill. Reg. 7211; amended at 7 Ill. Reg. 225, effective December 16, 1982; amended at 14 Ill. Reg. 10824, effective June 22, 1990; amended at 16 Ill. Reg. 6982, effective April 21, 1992.

Section 100.30 Forwarding of Documents (Repealed)

- a) Reference--This Section interprets or applies Sections 9-15(3) through 9-18 and 9-19 of the Election Code.
- b) County clerks shall within 60 days after the close of the filing period forward a copy of campaign disclosure documents to the State Board of Elections-Public Disclosure Division.
- c) Furthermore, county clerks shall within 5 days after the close of the pre-election report filing period forward to the State Board of Elections-Public Disclosure Division a detailed list indicating the name and address of all political committees who have filed the pre-election report under the Illinois Campaign Financing Act. As an alternative a county clerk may submit photostat copies of all those reports filed with them pursuant to the Illinois Campaign Financing Act in lieu of any other requirement herein so long as it is within the prescribed deadlines as stated above. In addition, they shall submit within 45 days after the close of the post-election and annual report filing periods a detailed list to the State Board of Elections indicating the name and address of all political committees who have filed pursuant to the Campaign Financing Act filing deadlines.
- d) Campaign disclosure documents as used in this rule shall include all

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15) Summary and Purpose of Rule:

Language is deleted from Section 425 requiring that notice of violation of a board order be sent to a political committee within specified times. The purpose of this amendment is to remove any question as to whether compliance with times for notice is jurisdictional. The amendment also allows the board to extend an order of compliance for an additional 12 months upon proof of violation of a previous order.

16) Information and questions regarding these adopted rules shall be directed to:

A. L. Zimmer, General Counsel
State Board of Elections
100 W. Randolph Street, Suite 14-100
Chicago, IL 60602
(312) 814-6440

The full text of the Adopted Amendments begins on the next page:

STATE BOARD OF ELECTIONS

NOTICE OF ADOPTED AMENDMENT(S)

TITLE 26: ELECTIONS

CHAPTER I: STATE BOARD OF ELECTIONS

PART 125

PRACTICE AND PROCEDURE

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 125.245 Appointment of Examiner - Order of Closed Preliminary Hearing
 125.250 Time of Preliminary Hearing (Repealed)
 125.252 Scope of Preliminary Hearing - Procedures - Evidence
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 125.420 Order of the Board; Civil Penalties
 125.425 Civil Penalty Assessments
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PURSUANT TO SECTION 9-18

Section

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125.610 Applicability
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AUTHORITY: Implementing and authorized by Sections 1A-8(9), 9-15(3), 9-21 and 9-23 of the Election Code (Ill. Rev. Stat. 1991, ch. 46, pars. 1A-8(9), 9-15(3), 9-21 and 9-23).

SOURCE: Adopted at 5 Ill. Reg. 12115, effective October 26, 1981; amended at 7 Ill. Reg. 230, effective December 16, 1982; amended at 7 Ill. Reg. 239, effective December 16, 1982; amended at 7 Ill. Reg. 15803 and 15810, effective November 9, 1983; codified at 8 Ill. Reg. 3278; amended at 9 Ill. Reg. 4050, effective March 14, 1985; amended at 14 Ill. Reg. 10832, effective June 22, 1990; amended at 16 Ill. Reg. 6986, effective April 21, 1992.

Section 125.425 Civil Penalty Assessments

- a) As used in this Section, "authorizing candidate" means any candidate who has at any time during the reporting period for the report in question or prior thereto filed with the committee an authorization in accordance with Section 9-8 of the Election Code.
- b) A report required to be filed within a specified time pursuant to Section 9-10 of the Election Code is delinquent if not received by the Board on or before the due date. Document(s) are deemed received by the Board as of the date date-stamped by Board staff on the document(s) submitted.
- c) If the report continues to be delinquent, and if the political committee is currently under stipulation, it is subject to an

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delinquent report was due, exceeds \$5000.00, and if the delinquent report is a pre-election report, the political committee shall be assessed a fine of \$200.00 per business day for the first violation of a stipulation, \$400.00 per business day for the second violation, and \$600.00 per business day for the third and each subsequent violation; and

- 2) Mail to the chairman and the treasurer of the political committee, as well as to any candidate listed by name on that committee's current Statement of Organization, notice of the civil penalty assessed against the political committee ~~within five--(5)--days--after receipt of a delinquent report and include~~ therewith:
 - A) a statement of the amount of the assessed penalty;
 - B) a request for hearing form;
 - C) an appeal affidavit form; and
 - D) a request for waiver of appearance form.

- f) A political committee assessed a civil penalty for being delinquent in filing a required report may:
 - 1) submit, within 30 days of the mailing of the assessment notice described in subsection (e)(2) of this Section, a request for waiver of appearance and appeal affidavit in the form provided by the Board stating the reasons for requested waiver of appearance and the reasons for the late filing to show why a civil penalty should not be assessed. This appeal affidavit shall either be in writing made under oath and upon penalty of perjury sworn to before a notary public or any person authorized to administer oaths or be made pursuant to Section 1-109 of the Code of Civil Procedure (Ill. Rev. Stat. 198791, ch. 110, par. 1-109); or
 - 2) submit within 30 days of the mailing of the assessment notice described in subsection (e)(2) of this Section, a request for hearing and appeal affidavit in the form provided by the Board stating the reasons for the late filing to show why a civil penalty should not be assessed. This appeal affidavit shall either be in writing made under oath and upon penalty of perjury sworn to before a notary public or any person authorized to administer oaths or be made pursuant to Section 1-109 of the Illinois Code of Civil Procedure (Ill. Rev. Stat. 198791, ch. 110, par. 1-109); or
 - 3) pay, within thirty (30) days of the mailing of the assessment notice described in subsection (e)(2) of this Section, the civil penalty assessed.

- g) If a political committee subject to a civil penalty assessment for the late filing of a campaign disclosure report fails, within the time required, to submit a request for hearing and appeal affidavit, to submit a request for waiver of appearance and appeal affidavit, or to make payment in full of the assessed civil penalty, then the Board shall proceed with efforts at collection pursuant to the Illinois State Collection Act of 1986 (Ill. Rev. Stat. 198791, ch. 15, pars.

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increasing civil penalty as provided herein, until received by the Board.

- d) When a report is delinquent, the Board will send notice of delinquency to the chairman and the treasurer of each delinquent state, state and local, and local political committee ~~no later than four--(4)--days after the--due--date of the report~~. Notice of delinquency shall also be sent to any candidate listed by name on that committee's Statement of Organization. If a delinquent state, state and local, or local political committee is currently under stipulation, such notice shall state that a fine is being assessed for each late day.

- e) Upon receipt of a delinquent campaign disclosure report, the Board shall send by certified mail to all delinquent political committees not currently under stipulation, a partially completed stipulation and agreed order for signature. The Board shall file a complaint against any such political committee failing to return such properly completed stipulation within 30 days of the mailing of the stipulation or within 10 days after the political committee's acceptance of same. If a political committee is currently under stipulation the Board will:
 - 1) Calculate the initial civil penalty for each day of delinquency as follows:
 - A) If its total receipts, total expenditures, and the balance remaining at the end of the reporting period for which the delinquent report was due are each \$5000.00 or less, and if the delinquent report is not a pre-election report, the political committee shall be assessed a fine of \$25.00 per business day for the first violation of a stipulation, \$50.00 per business day for the second violation, and \$75.00 per business day for the third and each subsequent violation;
 - B) If its total receipts, total expenditures, or balance remaining at the end of the reporting period for which the delinquent report was due exceeds \$5000.00, and if the delinquent report is not a pre-election report, the political committee shall be assessed a fine of \$50.00 per business day for the first violation of a stipulation, \$100.00 per business day for the second violation, and \$200.00 per business day for the third and each subsequent violation;
 - C) If its total receipts, total expenditures, and balance remaining at the end of the reporting period for which the delinquent report was due are each \$5000.00 or less and if the delinquent report is a pre-election report, the political committee shall be assessed a fine of \$100.00 per business day for the first violation of a stipulation, \$200.00 per business day for the second violation, and \$300.00 per business day for the third and each subsequent violation; or
 - D) If its total receipts, total expenditures, or balance remaining at the end of the reporting period for which the

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151 et seq.), The Board shall not hear an appeal if neither a request for waiver of appearance and appeal affidavit nor a request for hearing and appeal affidavit is filed within the time required.

- h) A request for waiver of appearance and appeal affidavit in the form provided by the Board, timely filed within thirty (30) days of the mailing of the assessment notice described in subsection (e)(2) of this Section with the Board, if denied at the next meeting of the Board occurring at least seven (7) days after receipt of said request and affidavit, will be considered at the then next following regular date, time and location of said meeting. Each said request and affidavit will be considered at the then next following regular meeting, upon written notice to the political committee specifying the date, time and location of said meeting. Each said request and affidavit shall be received by the Board to the political committee filing same, with said receipt to contain the date of receipt and the date, time and location of the next regular meeting of the Board occurring at least seven (7) days after the receipt of said request and affidavit. At that following meeting, either the chairman, the treasurer or, an authorizing candidate of the political committee, shall be present in person. If such a representative of the political committee is not present, the appeal shall be denied.

- i) A request for hearing and appeal affidavit form timely filed with the Board within thirty (30) days of the mailing of the assessment notice described in subsection (e)(2) of this Section will be considered at the next regular meeting of the Board occurring at least seven (7) days after receipt of said request and affidavit. Each said request and affidavit shall be received by the Board to the political committee filing same, with said receipt to contain the date of receipt, and the date, time and location of the next regular meeting of the Board occurring at least seven (7) days after the receipt of said request and affidavit. If neither the chairman, the treasurer, nor, an authorizing candidate of the political committee is present at the requested hearing, the appeal shall be denied.

- j) If the political committee's appeal is:

- 1) denied by the Board, the Board will require that the civil penalty originally assessed be paid within thirty (30) days after the date of the hearing;

- 2) if the appeal is accepted by the Board, the Board will waive the civil penalty assessment, provided that the Board may waive the fine only if the political committee can present documentation proving that it did file the report in question on time. Document(s) are deemed received by the Board as of the date date-stamped by Board staff on the document(s) submitted.

- k) Any party adversely affected by a final order of the Board may file a written motion to reconsider the order pursuant to Section 125.440. A timely motion for rehearing extends the period in which the respondent may pay the fine, unless the motion is heard and decided within the 30 day period, until the motion is heard and decided. A motion for rehearing does not toll the running of the 30 day period except to the

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extent that it is necessary to hear and decide the motion.

- l) Any authorizing candidate, treasurer, or chairman paying an assessed civil penalty may, upon request to the political committee be reimbursed such amount from funds of the political committee, if and when such funds become available.
- m) ~~If agreed-to-by-the-political-committee-~~The Board shall extend the stipulation and agreed order for an additional twelve month period, measured from the date of violation of the stipulation and agreed order, for each committee assessed a late fine.
- n) The civil penalty for a single violation may not exceed \$1,000.00; provided that each report which is not timely and properly filed by a political committee shall be a separate single violation.

(Source: Amended at 16 Ill. Reg. 6986, effective April 21, 1992.)

ENVIRONMENTAL PROTECTION AGENCY

NOTICE OF ADOPTED RULES

- 1) Heading of Part: Procedures for Collection of Review and Evaluation Services Costs

- 2) Code Citation: 35 Ill. Adm. Code 859

- 3) Section Numbers: Adopted Action:

859.101	New Section
859.102	New Section
859.103	New Section
859.201	New Section
859.202	New Section
859.203	New Section
859.204	New Section
859.205	New Section
859.301	New Section
859.302	New Section
859.303	New Section

- 4) Statutory Authority: Section 22.2(m)(6) of the Illinois Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1022.2(m)(6)).

- 5) Effective Date of Rule: April 21, 1992

- 6) Does this rulemaking contain an automatic repeal date: No

- 7) Does this rulemaking contain incorporations by reference: No

- 8) Date filed in Agency's principal office: April 21, 1992

- 9) Notice of proposal published in Illinois Register: June 7, 1991, 15 Ill. Reg. 8348

- 10) Has JCAR issued a Statement of Objection to these rules: No

- 11) Differences between proposal and final version:

Section 859.202 Conditions for Agreements: Section 859.202(a)(2)(D) the word "REASONABLE" has been inserted between the words "ANY COSTS".

Section 859.204 Available Documentation: Section 859.204(a) the word "Personal" has been replaced by the word "Personnel".

- 12) Have all the changes agreed upon by the Agency and JCAR been made as indicated in the agreement letter issued by JCAR: No changes were recommended by JCAR.

- 13) Will this rule replace an emergency rule currently in effect: No

ENVIRONMENTAL PROTECTION AGENCY

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- 14) Are there any amendments pending on this Part? No

- 15) Summary and purpose of the rulemaking: Section 22.2(m) of the Illinois Environmental Protection Act ("Act") established a "voluntary clean-up" program whereby owners and operators of sites where hazardous substances or pesticides may be present may obtain review and evaluation services for removal or remediation activities at those sites. Such services are provided by the Agency in a cooperative, non-adversarial manner. Prior to the enactment of Section 22.2(m) the Agency could provide technical guidance and assistance only in the context of an adversarial proceeding. Under Section 22.2(m) the Agency may review work plans and provide direction for clean-up projects as long as the owner/operator agrees to pay all of the Agency's costs associated with the project. By accessing the Agency prior to the initiation of any adversarial proceeding, the Agency can become involved in the remediation of contaminated sites at an earlier, and more environmentally beneficial, stage of the remediation process. The primary objective of the proposed rule is twofold: to establish a billing procedure that creates as little administrative burden as possible on the Agency and the owner/operator; and second, to provide the owner/operator useful and sufficient information to appraise him of the services, and their cost, that the Agency is providing.

Subpart A (Sections 859.101 -- 859.102) sets forth the applicability of, and definitions pertinent to, the proposed rules. Subpart B (Sections 859.201 -- 859.205) establishes certain pre-conditions for the IEPA to enter into a review and evaluation agreement, the types of IEPA services available under such agreements, and the types of records maintained to document IEPA costs. Subpart C (Sections 859.301 -- 859.303) sets forth the procedures related to the reimbursement of IEPA costs.

- 16) Information and questions regarding this rule shall be directed to:

Charles J. Northrup
Assistant Counsel
Division of Legal Counsel
Illinois Environmental Protection Agency
2200 Churchill Road
Post Office Box 19276
Springfield, Illinois 62794-9276
217/782-5544

The full text of the adopted rule begins on the next page:

TITLE 35: ENVIRONMENTAL PROTECTION

SUBTITLE G: WASTE DISPOSAL

CHAPTER II: ENVIRONMENTAL PROTECTION AGENCY

PART 859

PROCEDURES FOR COLLECTION OF REVIEW AND EVALUATION SERVICES COSTS

SUBPART A: GENERAL PROVISIONS

Section

- 859.101 Applicability
- 859.102 Severability
- 859.103 Definitions

SUBPART B: PROCEDURES FOR MAINTAINING RECORDS OF REVIEW AND EVALUATION SERVICES

Section

- 859.201 Submission of Requests
- 859.202 Conditions for Agreements
- 859.203 Recordkeeping of Services
- 859.204 Available Documentation
- 859.205 Available Review and Evaluation Services

SUBPART C: PROCEDURES FOR PAYMENT OF AGENCY COSTS

Section

- 859.301 Requests for Payment
- 859.302 Submission of Payment
- 859.303 Manner of Payment

AUTHORITY: Implementing and authorized by Section 22.2(m)(6) of the Environmental Protection Act ("Act") (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1022.2(m)(6)).

SOURCE: Adopted at 16 Ill. Reg. 6995, effective April 21, 1992.

SUBPART A: GENERAL PROVISIONS

Section 859.101 Applicability

This Part applies where the Agency has agreed to provide review and evaluation services for actions at sites where hazardous substances or pesticides may be present under Section 22.2(m) of the Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1022.2(m)).

Section 859.102 Severability

If any Section, subsection, sentence or clause of this Part shall be judged invalid, such adjudication shall not affect the validity of this Part as a whole or any Section, subsection, sentence, or clause thereof not judged invalid.

Section 859.103 Definitions

For the purposes of this Part, the terms below shall be defined as set forth in this Section. Terms not defined below shall have the meanings set forth in the Environmental Protection Act.

"Act" means the Environmental Protection Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 1001 et seq.).

"Agency" means the Illinois Environmental Protection Agency.

"Agency Travel Costs" means costs for payment of travel by individuals employed by the Agency in accordance with 80 Ill. Adm. Code Parts 2800 and 3000. Such costs include costs for lodging, meals, travel, automobile mileage, tolls, taxi fares, parking and miscellaneous items.

"Automobile Operating Costs" means costs associated with automobile leases. These costs do not include costs for fuel for Agency vehicles.

"Costs" means all costs incurred by the Agency.

"Indirect Costs" means those costs incurred by the Agency which cannot be attributed directly to a specific site, but are necessary to support the site specific activities and include such expenses as managerial and administrative services, building rent and maintenance, utilities, telephone, and office supplies.

"Laboratory Costs" means costs for services and materials associated with identifying, analyzing, and quantifying chemical compounds in samples at a laboratory.

"Other Contractual Costs" means costs for contractual services not otherwise specifically identified, including printing, blueprints, photography, film processing, computer services and overnight mail.

"Personnel Services Costs" means costs relative to the employment of individuals by the Agency. Such costs include hourly wages and fringe benefits.

"Personnel Services Costs Quarterly Report" means the report documenting time spent by the Agency personnel performing review and evaluation services at a site.

ENVIRONMENTAL PROTECTION AGENCY

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"Pre-Notice Site" means a site where a corrective action process is being undertaken for which the Agency has not issued a notice under Section 4(q) of the Act (Ill. Rev. Stat., 1989, ch. 111 1/2, par. 1004(q)) or a notice of other legal action under Section 22.2 of the Act (Ill. Rev. Stat., 1989, ch. 111 1/2, par. 1022.2) relative to the release of hazardous substances or pesticides at or from a site. Identification of a site as a "pre-notice site" does not mean that the Agency has determined that a notice under Section 4(q) or a notice of other legal action under Section 22.2 will be issued.

"Professional and Artistic Services Contractual Costs" means costs of consultants and contractors used by the Agency to perform review and evaluation services.

"Response Action Contract" means a state response action contract entered into between the Agency and a contractor under the Responsive Action Contract Indemnity Act (Ill. Rev. Stat., 1989, ch. 111 1/2, par. 7201 et seq.).

"Response Contractors Indemnification Fund" means the fund established under Section 5 of the Responsive Action Contract Indemnity Act (Ill. Rev. Stat., 1989, ch. 111 1/2, par. 7205).

"Response Contractors Indemnification Fund Costs" means costs paid into the Response Contractors Indemnification Fund as a result of a response action contract entered into by the Agency.

"Supply Costs" means costs for Agency purchases of supply items used in field inspections and sampling, such as photographic film, tape, gloves, booties, and protective clothing.

"Voucher" means a document, on a form prescribed by the Agency, that reflects authorization of payment for costs incurred by the Agency from non-Agency providers.

"Vouchered Costs" means those costs documented on vouchers.

SUBPART B: PROCEDURES FOR MAINTAINING RECORDS OF REVIEW AND EVALUATION SERVICES

Section 859.201 Submission of Requests

Requests submitted to the Agency under this Part to provide review and evaluation services for actions at sites where hazardous substances or pesticides may be present shall only be accepted for pre-notice sites. Requests must be submitted in writing to the Manager, Remedial Project Management Section, Division of Land Pollution Control, at the Agency by the owner or operator of the site or by another person with the written consent of the owner or operator. (Ill. Rev. Stat., 1989, ch. 111 1/2, par. 1022.2(m))

ENVIRONMENTAL PROTECTION AGENCY

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Section 859.202 Conditions for Agreements

a) The Agency shall enter an agreement to provide, subject to available resources, review and evaluation services for removal and remedial actions at sites where hazardous substances or pesticides may be present only if:

- 1) the request is submitted in accordance with Section 859.201 of this Part;
- 2) the owner, operator or other person entering the agreement with the Agency agrees to:

- A) submit a work plan for actions at the site;
- B) allow for or otherwise arrange a site visit or other site evaluation by the Agency;
- C) perform the work under the work plan as approved by the Agency; and
- D) pay any reasonable costs, as provided in Section 859.204 of this Part, incurred and documented by the Agency in providing such services, within 30 days after receiving the billing statement;

- 3) The individual signing the agreement on behalf of the owner, operator or other person entering the agreement certifies that he or she has the authority to enter the agreement on behalf of the owner, operator or other person; and

- 4) The Agency receives in advance a partial payment for anticipated costs of Agency review and evaluation services. Such advance partial payment shall not exceed \$5,000 or one-half of the total anticipated costs of the Agency, whichever sum is less.

- b) After the agreement is signed by the owner or operator or other person, the original shall be sent to the project manager assigned by the Agency. A copy shall be sent to the Manager, Remedial Projects Accounting and Procurement Unit, or his designee. Upon acceptance of an agreement entered pursuant to this Part, the Agency shall notify in writing the person submitting the agreement of its acceptance.

- c) An agreement entered pursuant to this Part may be cancelled by providing written notification to the Agency. The written notification shall be effective 15 days after the Agency's receipt of the notification. Within 180 days after receipt of the notice, the Agency shall provide the owner or operator with a final invoice for services provided prior to the effective date of such notification (Ill. Rev. Stat., 1989, ch. 111 1/2, par. 1022.2(m)).

Section 859.203 Recordkeeping of Services

- a) Costs shall be tracked within the Agency by the use of a site specific code. Site specific codes shall be assigned at the request of the assigned project manager.

- b) All persons originating or processing vouchers associated with review and evaluation services for pre-notice sites shall code the voucher with the assigned site specific code.

- c) Each individual employed by the Agency performing review and evaluation services for a pre-notice site shall code his or her time to that site using the site code assigned. Personnel service costs shall be compiled from bi-monthly time and activity reports and reported on the Personal Services Quarterly Report.
- d) Contractors selected by the Agency to perform review and evaluation services under this Part shall be procured in accordance with the Illinois Purchasing Act (Ill. Rev. Stat. 1989, ch. 127, par. 132.1 et seq.).
- e) Following each calendar quarter, the Agency shall compile the personnel services costs and all vouchered costs associated with each pre-notice site.

Section 859.204 Available Documentation

The Agency shall make available to any person who has entered an agreement pursuant to Section 22.2(m) of the Act and this Part the following documentation with respect to costs of review and evaluation services related to the site for which the agreement was entered:

- a) Personnel Services Costs Quarterly Report;
- b) Vouchers for Agency Travel Costs;
- c) Vouchers for Automobile Operating Costs;
- d) Vouchers for Professional and Artistic Services Contractual Costs;
- e) Vouchers for Response Contractor Indemnification Fund Costs;
- f) Vouchers for Laboratory Costs;
- g) Vouchers for Supply Costs; and
- h) Vouchers for Other Contractual Costs.

Section 859.205 Available Review and Evaluation Services

The Agency may provide the following types of review and evaluation services with respect to pre-notice sites in response to requests under Section 22.2(m) of the Act and this Part:

- a) Review of investigation reports;
- b) Review of removal and remedial action proposals;
- c) Review of site health and safety plans;
- d) Inspections of the site;
- e) Collection and analysis of site samples;
- f) Assistance with community relations;
- g) Establishment of site cleanup objectives;
- h) Review of corrective action work at the site and evaluation as to whether the work has been performed in accordance with the Agency approved work plan; and
- i) Discussion with Agency employees, owners or operators, or other officials relative to any of the items in subsections (a) through (h) of this Section.

SUBPART C: PROCEDURES FOR PAYMENT OF AGENCY COSTS

Section 859.301 Requests for Payment

- a) If an agreement is entered pursuant to Section 22.2(m) of the Act and this Part, the Agency shall request payment for costs incurred in providing the review and evaluation services with respect to the pre-notice site.
- b) Requests for payment shall be submitted no more frequently than quarterly. The request for payment shall compile by line item the costs incurred for the following categories:
 - 1) Personnel Services Costs;
 - 2) Agency Travel Costs;
 - 3) Automobile Operating Costs;
 - 4) Professional and Artistic Services Contractual Costs;
 - 5) Laboratory Costs;
 - 6) Response Contractors Indemnification Fund Costs;
 - 7) Other Contractual Costs;
 - 8) Supply Costs; and
 - 9) Indirect Costs
- c) The request for payment shall deduct any advance partial payment from the costs incurred. A request for payment shall not be sent until the advance payments have been depleted.

Section 859.302 Submission of Payment

Payments of costs incurred by the Agency for the performance of review and evaluation services pursuant to an agreement entered into in accordance with this Part shall be submitted to the Agency within 30 days after receipt of the billing statement, except for advance partial payments which shall be submitted in advance of or concurrent with entering an agreement under Section 859.202 of this Part.

Section 859.303 Manner of Payment

Payment shall be made by check or money order made payable to "Treasurer - State of Illinois, For Deposit to the Hazardous Waste Fund." The check or money order shall identify the site name and the federal employer identification number or social security number of the person entering into an agreement under Section 859.202 of this Part. Payment shall be mailed to the Agency at the following address:

Fiscal Services Section
Illinois Environmental Protection Agency
2200 Churchill Road
P.O. Box 19276
Springfield, Illinois 62794-9276

DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

NOTICE OF ADOPTED RULES

16) Information and questions regarding this amended part shall be directed to:

Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, Illinois 62786
217/785-0800

The full text of the Adopted Rules begins on the next page:

1) Heading of the Part: Americans With Disabilities Act Grievance Procedure

2) Code Citation: 4 Ill. Adm. Code 275

3) Section Numbers: Adopted Action:

- 275.10 New Section
- 275.20 New Section
- 275.30 New Section
- 275.40 New Section
- 275.50 New Section
- 275.60 New Section
- 275.70 New Section

4) Statutory Authority: Americans With Disabilities Act of 1990, 42 USC Section 12101 et seq., (ADA) and specifically Section 35.107 of the Title II regulations, 28 CFR Part 35.

5) Effective Date of Amendments: April 16, 1992

6) Does this rulemaking contain an automatic repeal date? No

7) Do these Amendments contain incorporations by reference? No

8) Date Filed in Agency's Principal Office: April 14, 1992

9) Date Notice of Proposal Published in Illinois Register: February 7, 1992, at 16 Ill. Reg. 2010.

10) Has ICAR issued a Statement of Objections to these amendments? No

11) Difference(s) between proposal and final version:

All changes were technical in nature and were made in response to comments from the Administrative Code Division and the Joint Committee on Administrative Rules, including the assigning of a new Title and new Chapter number.

12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes.

13) Will these Amendments replace an Emergency Amendment currently in effect?
No

14) Are there any Amendments pending on this Part? No

15) Summary and Purpose of Amendments: This rulemaking establishes procedures whereby qualified persons with disabilities may resolve allegations of denial of public services on the basis of disability.

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED RULES

TITLE 4: GRIEVANCE PROCEDURES

CHAPTER VIII: DEPARTMENT OF PROFESSIONAL REGULATION

PART 275

AMERICANS WITH DISABILITIES ACT GRIEVANCE PROCEDURE

Section	Purpose
275.10	Definitions
275.20	Procedure
275.30	Designated Coordinator Level
275.40	Final Level
275.50	Accessibility
275.60	Case-by-Case Resolution
275.70	

AUTHORITY: Implementing the Americans With Disabilities Act of 1990 (42 USC Section 12101 et seq.) and Section 35.107 of Title II (28 CFR Part 35).

SOURCE: Adopted at 16 Ill. Reg. 7003, effective April 16, 1992.

Section 275.10 Purpose

- This ADA Grievance Procedure (Procedures) is established pursuant to the Americans With Disabilities Act of 1990 (42 USC Section 12101 et seq.) (ADA), and specifically Section 35.107 of the Title II regulations (28 CFR Part 35) requiring that a grievance procedure be established to resolve grievances asserted by qualified individuals with disabilities. Should any individual desire to review the ADA or its regulations to understand the rights, privileges and remedies afforded by it, please contact the Designated Coordinator of the Department of Professional Regulation (the Department), 320 W. Washington, Springfield, Illinois 62786.
- In general, the ADA requires that each program, service and activity offered by the Department, when viewed in its entirety, be readily accessible to and usable by qualified individuals with disabilities.
- It is the intention of the Department to foster open communication with all individuals requesting readily accessible programs, services and activities. The Department encourages supervisors of programs, services and activities to respond to requests for modifications before they become grievances.

Section 275.20 Definitions

- Who May File a Grievance. Any individual with a disability may file a grievance with the Department if the individual:

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- meets the essential eligibility requirements for participation in or receipt of the benefits of a program, activity or service offered by the Department; and
- believes he/she has been excluded from participation in or denied the benefits of any program, service or activity of the Department or has been subject to discrimination by the Department.
- "Complainant" is an individual with a disability who files a Grievance Form provided by the Department under this procedure.
- "Designated Coordinator" is the person(s) appointed by the Director of the Department (the Director) who is/are responsible for the coordination of efforts of the Department to comply with and carry out its responsibilities under Title II of the ADA, including investigation of grievances filed by complainants. (See 28 CFR 35.107).

Section 275.30 Procedure

- The Department shall, upon being informed that an individual desires to file a formal grievance, instruct the individual how to receive a copy of this Procedure and the Grievance Form.
- Grievances must be submitted in accordance with the steps and time limits set forth in Section 275.40 and 275.50. It is mutually desirable and beneficial that grievances be satisfactorily resolved in a prompt manner. Time limits established in this procedure are in calendar days, unless otherwise stated, and may be extended by mutual agreement in writing by the complainant and the Designated Coordinator.
- A complainant's failure to submit a grievance, or to submit or appeal it to the next level of procedure within the specified time limits, shall mean that the complainant has withdrawn the grievance or has accepted the last response given in the grievance procedure as the Department's last response.

Section 275.40 Designated Coordinator Level

- If an individual desires to file a formal written grievance, the individual shall promptly, but no later than 180 days after the alleged discrimination, submit the grievance to the Designated Coordinator in writing on the Grievance Form. The Grievance Form must be completed in order to receive proper consideration by the Designated Coordinator.
- Upon request, assistance shall be provided by the Department to complete the Grievance Form.

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Section 275.60 Accessibility

The Department shall ensure that all stages of the Procedure are readily accessible to and usable by individuals with disabilities.

Section 275.70 Case-by-Case Resolution

Each grievance involves a unique set of factors which include but are not limited to: the specific nature of the disability; the essential eligibility requirements; the benefits to be derived; the nature of the service, program or activity at issue; the health and safety of others; and, whether or not an accommodation would constitute a fundamental alteration to the program, service or activity or undue hardship on the Department. Accordingly, termination of a grievance at any Level, whether through the granting of relief or otherwise, shall not constitute a precedent on which any other complainants should rely.

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- c) The Designated Coordinator, or his/her representative, shall investigate the grievance and shall make (reasonable) efforts to resolve the grievance at this level. The Designated Coordinator shall provide a written response to the complainant and the Director within ten (10) business days after receipt of the Grievance Form.

Section 275.50 Final Level

- a) If the grievance has not been resolved at the Designated Coordinator Level to the satisfaction of the complainant, the complainant may submit a copy of the Grievance Form and Designated Coordinator's response to the Director for final review. The complainant shall submit these documents to the Director, together with a short written statement explaining the reason(s) for dissatisfaction with the Designated Coordinator's written response, within five (5) business days after receipt by the complainant of the Designated Coordinator's response.
- b) The Director shall appoint a 3-member panel to review the grievance at the Final Level. One member shall be designated as chairman.
- c) The complainant shall be given an opportunity to appear before the panel. The complainant shall have a right to appoint a representative to appear on his/her behalf. The panel shall review the Designated Coordinator's written response, conduct interviews and seek advice as it deems appropriate.
- d) Upon reaching a majority decision, the panel shall make a recommendation in writing to the Director as to the proper resolution of the grievance. All recommendations shall include reasons for the recommendations and shall be signed by the members concurring in the majority decision. A dissenting member of the panel may make a recommendation to the Director in writing and shall also sign such recommendation.
- e) Upon receipt of the recommendation from the panel, the Director shall approve, disapprove or modify the panel recommendations, shall render a decision in writing, shall state the basis for the decision and shall send a copy of the decision to the complainant. The Director's decision shall be final. If the Director disapproves or modifies the Panel's recommendations, the Director shall include written reasons for such disapproval or modification.
- f) The Grievance Form, the Designated Coordinator's response, the statement of reasons for dissatisfaction, the recommendations of the panel and the decision of the Director shall be maintained in accordance with the State Records Act (Ill. Rev. Stat. 1991, ch. 116, par. 43.3 et seq.) or as otherwise required by law.

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NOTICE OF ADOPTED AMENDMENT(S)

- 1) Heading of the Part: Clinical Social Work and Social Work Practice Act
- 2) Code Citation: 68 Ill. Adm. Code 1470
- 3) Section Numbers: Adopted Action:
1470.95 New Section
- 4) Statutory Authority: Ill. Rev. Stat. 1991, ch. 111, pars. 6355 and 6361, as amended by P.A. 87-237, effective January 1, 1992.
- 5) Effective Date of Amendments: April 16, 1992
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Do these Amendments contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: April 14, 1992
- 9) Date Notice of Proposal Published in Illinois Register: December 27, 1991, at 15 Ill. Reg. 18348

10) Has ICAR issued a Statement of Objections to these Rules? No

11) Difference(s) between proposal and final version:

In response to a request by the Administrative Code Division, all statutory citations were changed to reflect the most current year "1991" of the Illinois Revised Statutes.

In response to comments from the Joint Committee on Administrative Rules, the following changes were made:

"amendment" was inserted between "1971," and "effective" in the second line of the SOURCE note on the table of contents page.

In (c)(2)(B), "subsection (10)" was changed to "subsection (c)(9)".

Other changes were made in punctuation and format.

- 12) Have all the changes agreed upon by the Agency and ICAR been made as indicated in the agreement letter issued by ICAR? Yes
- 13) Will these Amendments replace Emergency Amendments currently in effect?
No
- 14) Are there any Amendments pending on this Part? No

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENT(S)

- 15) Summary and Purpose of Amendments: This rulemaking implements Public Act 87-237, effective January 1, 1992, by establishing minimum continuing education requirements for social workers and clinical social workers applying to renew their licenses, beginning with the November 30, 1993, renewal. These rules also give procedures and requirements for becoming a continuing education sponsor, for getting programs approved and for applying for a waiver of continuing education requirements.
- 16) Information and questions regarding these Adopted Amendments shall be directed to:
Department of Professional Regulation
Attention: Jean Courtney
320 West Washington, 3rd Floor
Springfield, Illinois 62786
217/785-0800

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PROFESSIONAL REGULATION

NOTICE OF ADOPTED AMENDMENTS

TITLE 68: PROFESSIONS AND OCCUPATIONS
CHAPTER VII: DEPARTMENT OF PROFESSIONAL REGULATION
SUBCHAPTER b: PROFESSIONS AND OCCUPATIONS

PART 1470
CLINICAL SOCIAL WORK AND SOCIAL WORK PRACTICE ACT

Section	Grandfather Provisions
1470.5	Temporary License
1470.7	Applications
1470.10	Professional Experience
1470.20	Approved Colleges, Universities, and Graduate Schools of Social Work Programs
1470.30	Employer's Affidavit (Repealed)
1470.40	Admission to Examination (Repealed)
1470.50	Endorsement
1470.60	Examinations
1470.70	Restoration
1470.80	Renewals
1470.90	Continuing Education
1470.95	Granting Variances
1470.100	

AUTHORITY: Implementing the Clinical Social Work and Social Work Practice Act (Ill. Rev. Stat. 1991, ch. 111, par. 6351 et seq.) and authorized by Section 60(7) of The Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 60(7)).

SOURCE: Rules for the Administration of the Social Workers Registration Act, effective November 18, 1971; amendment effective September 25, 1975; amended at 5 Ill. Reg. 946, effective January 15, 1981; codified at 5 Ill. Reg. 11067; amended at 5 Ill. Reg. 14171, effective December 3, 1981; emergency amendment at 6 Ill. Reg. 916, effective January 6, 1982; for a maximum of 150 days; amended at 6 Ill. Reg. 7448, effective June 15, 1982; amended at 7 Ill. Reg. 9392, effective July 26, 1983; amended at 10 Ill. Reg. 19093, effective October 28, 1986; amended at 11 Ill. Reg. 9945, effective May 12, 1987; transferred from Chapter I, 68 Ill. Adm. Code 470 (Department of Registration and Education) to Chapter VII, 68 Ill. Adm. Code 1470 (Department of Professional Regulation) pursuant to P.A. 85-225, effective January 1, 1988, at 12 Ill. Reg. 2981; emergency amendments at 13 Ill. Reg. 5771, effective April 5, 1989, for maximum of 150 days; amended at 13 Ill. Reg. 13867, effective August 22, 1989; amended at 16 Ill. Reg. 7009, effective April 16, 1992.

Section 1470.95 Continuing Education

- a) Continuing Education Hours Requirements

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- 1) Beginning with the November 30, 1993, license renewal and every renewal thereafter, every licensee who applies for renewal of a license as a social worker or clinical social worker shall complete 30 hours of continuing education (CE) relevant to the practice of social work or clinical social work.
- 2) A prerenewal period is the 24 months preceding November 30 of each odd-numbered year.
- 3) CE requirements shall be the same for licensed social workers and licensed clinical social workers.
- 4) One CE hour shall equal one clock hour.
- 5) Courses that are part of the curriculum of a university, college or other educational institution shall be allotted CE credit at the rate of 15 CE hours for each semester hour or 10 CE hours for each quarter hour of school credit awarded.
- 6) A renewal applicant shall not be required to comply with CE requirements for the first renewal of an Illinois license.
- 7) Social workers or clinical social workers licensed in Illinois but residing and practicing in other states shall comply with the CE requirements set forth in this Section.

b) Approved Continuing Education (CE)

- 1) CE hours shall be earned by verified attendance (e.g., certificate of attendance or certificate of completion) at or participation in a program or course ("program") which is offered or sponsored by an approved continuing education sponsor who meets the requirements set forth in subsection (c) below, except for those activities provided in subsections (b)(2), (3) and (4) below.
- 2) CE credit may be earned through postgraduate training programs (e.g., extern, residency or fellowship programs) or completion of social work related courses which are a part of the curriculum of a college, university or graduate school of social work.
- 3) CE credit may be earned for verified teaching in a college, university or graduate school of social work approved in accordance with Section 1470.30 and/or as an instructor of continuing education programs given by approved sponsors. Credit will be applied at the rate of 1.5 hours for every hour taught and only for the first presentation of the program (i.e., credit shall not be allowed for repetitious presentations of the same program).

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- 4) CE credit may be earned for authoring papers, publications or books and for preparing presentations and exhibits. The preparation of each published paper, book chapter or audio-visual presentation dealing with social work or clinical social work may be claimed as 5 hours of credit. A presentation must be before a professional audience of social workers, clinical social workers, psychologists or professional counselors. Five credit hours may be claimed for only the first time the information is published or presented.

c) Approved CE Sponsors and Programs

- 1) Sponsor, as used in this Section, shall mean a person, firm, association, corporation or any other group which has been approved and authorized by the Department upon recommendation of the Board to coordinate and present continuing education courses or programs.
- 2) Entities seeking approval as CE sponsors shall file an application, on forms supplied by the Department, along with the \$500 application fee. (State agencies, State colleges and State universities in Illinois shall be exempt from paying this fee). The applicant shall certify on the application the following:

- A) That all programs offered by the sponsor for CE credit will comply with the criteria in subsection (c)(3) and all other criteria in this Section;
- B) That the sponsor will be responsible for verifying attendance at each program and provide a certificate of attendance as set forth in subsection (c)(9);
- C) That upon request by the Department, the sponsor will submit evidence (e.g., certificate of attendance or course materials) as is necessary to establish compliance with this Section. Evidence shall be required when the Department has reason to believe that there is not full compliance with the statute and this Part and that this information is necessary to ensure compliance;
- D) That each sponsor shall submit to the Department written notice of program offerings 30 days prior to course dates. Notice shall include the description, location, date and time of the program to be offered.
- 3) All programs shall:
- A) Contribute to the advancement, extension and enhancement of the professional skills and scientific knowledge of the licensee in the practice of social work or clinical social work;

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- B) Foster the enhancement of general or specialized social work or clinical social work practice and values;
- C) Be developed and presented by persons with education and/or experience in the subject matter of the program;
- D) Specify the course objectives, course content and teaching methods to be used; and
- E) Specify the number of CE hours that may be applied to fulfilling the Illinois CE requirements for license renewal.
- 4) Each CE program shall provide a mechanism for evaluation of the program by the participants. The evaluation may be completed on-site immediately following the program presentation or an evaluation questionnaire may be distributed to participants to be completed and returned by mail. The sponsor and the instructor, together, shall review the evaluation outcome and revise subsequent programs accordingly.
- 5) An approved sponsor may subcontract with individuals and organizations to provide approved programs.
- 6) All programs given by approved sponsors shall be open to all licensed social workers and licensed clinical social workers and not be limited to members of a single organization or group.
- 7) Continuing education credit hours used to satisfy the CE requirements of another jurisdiction may be applied to fulfill the CE requirements of the State of Illinois.
- 8) To maintain approval as a sponsor, each sponsor shall submit to the Department by November 30 of each odd-numbered year a renewal application, a \$100 fee and a list of courses and programs offered within the last 24 months. The list shall include a brief description, location, date and time of each course given.
- 9) Certification of Attendance. It shall be the responsibility of a sponsor to provide each participant in a program with a certificate of attendance or participation. The sponsor's certificate of attendance shall contain:
- A) The name, address and license number of the sponsor;
- B) The name and address of the participant;
- C) A brief statement of the subject matter;
- D) The number of hours attended in each program;
- E) The date and place of the program; and
- F) The signature of the sponsor.

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- 10) The sponsor shall maintain attendance records for not less than 5 years.
- 11) The sponsor shall be responsible for assuring that no renewal applicant shall receive CE credit for time not actually spent attending the program.
- 12) Upon the failure of a sponsor to comply with any of the foregoing requirements, the Department, after notice to the sponsor and hearing before and recommendation by the Board (see 68 Ill. Adm. Code 1110), shall thereafter refuse to accept for CE credit attendance at or participation in any of that sponsor's CE programs until such time as the Department receives assurances of compliance with this Section.
- 13) Notwithstanding any other provision of this Section, the Department or Board may evaluate any sponsor of any approved CE program at any time to ensure compliance with requirements of this Section.
- d) Certification of Compliance with CE Requirements
 - 1) Each renewal applicant shall certify, on the renewal application, full compliance with the CE requirements set forth in subsections (a) and (b) above.
 - 2) The Department may require additional evidence demonstrating compliance with the CE requirements (e.g., certificate of attendance). This additional evidence shall be required in the context of the Department's random audit. It is the responsibility of each renewal applicant to retain or otherwise produce evidence of compliance.
 - 3) When there appears to be a lack of compliance with CE requirements, an applicant shall be notified in writing and may request an interview with the Board. At that time the Board may recommend that steps be taken to begin formal disciplinary proceedings as required by Section 16 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1991, ch. 127, par. 1016).
 - e) Continuing Education Earned in Other Jurisdictions. If a licensee has earned CE hours offered in another state or territory not given by an approved sponsor for which the licensee will be claiming credit toward full compliance in Illinois, the applicant shall submit an individual program approval request form, along with a \$25 processing fee, within 90 days after completion of the CE program and prior to expiration of the license. The Board shall review and recommend approval or disapproval of the program using the criteria set forth in subsection (c)(3) of this Section. Applicants may seek individual program approval prior to the participation in the program.

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- f) Restoration of Nonrenewed License. Upon satisfactory evidence of compliance with CE requirements, the Department shall restore the license upon payment of the required fee as provided in Section 13(4) and (5) of the Act.
- g) Waiver of CE Requirements
 - 1) Any renewal applicant seeking renewal of a license without having fully complied with these CE requirements shall file with the Department a renewal application along with the required fee set forth in Section 13(3) of the Act, a statement setting forth the facts concerning non-compliance and request for waiver of the CE requirements on the basis of these facts. A request for waiver shall be made prior to the renewal date. If the Department, upon the written recommendation of the Board, finds from such affidavit or any other evidence submitted that extreme hardship has been shown for granting a waiver, the Department shall waive enforcement of CE requirements for the renewal period for which the applicant has applied.
 - 2) Extreme hardship shall be determined on an individual basis by the Board and be defined as an inability to devote sufficient hours to fulfilling the CE requirements during the applicable prerenewal period because of:
 - A) Full-time service in the armed forces of the United States of America during a substantial part of the prerenewal period;
 - B) An incapacitating illness documented by a statement from a currently licensed physician;
 - C) A physical inability to travel to the sites of approved programs documented by a currently licensed physician; or
 - D) Any other similar extenuating circumstances.
 - 3) Any renewal applicant who, prior to the expiration date of the license, submits a request for a waiver, in whole or in part, pursuant to the provisions of this Section shall be deemed to be in good standing until the final decision on the application is made by the Department.

(Source: Added at 16 Ill. Reg. 7009 effective April 16, 1992)

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

- 1) The Heading of the Part: MEDICAL PAYMENT
- 2) Code Citation: 89 Ill. Adm. Code 140
- 3) Section Number: Adopted Action:
140.560 Amendment
- 4) Statutory Authority: Sections 5-5 et seq. and 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, Ch. 23, Pars. 5-5 et seq. and 12-13)
- 5) Effective Date of Adopted Amendment: April 17, 1992
- 6) Does this rulemaking contain an automatic repeal date? No
- 7) Does this Adopted Amendment contain incorporations by reference? No
- 8) Date Filed in Agency's Principal Office: April 17, 1992
- 9) Notice of Proposal Published in Illinois Register:
April 19, 1991 (15 Ill. Reg. 5585)
- 10) Has JCAR issued a Statement of Objections to this Adopted Amendment: No
- 11) Differences between proposal and final version:

The following changes were made in the text of the proposed amendment in response to public comments during the first notice period.

In the list of goals in Section 140.560(f), the phrase "enhanced resident services" was deleted and the phrase "for program services" was expanded to "in order to provide services to persons with severe physical and/or medical conditions, i.e., persons who need services under Specialized Care-Health and Sensory Disabilities, Levels II and/or III (89 Ill. Adm. Code 144.150)."

References in Sections 140.560(f)(1) and (2) to "Administrator" were changed to "Deputy Director" and the reference in Section 140.560(f)(1) to the "Division of Medical Programs" was changed to "Division of Medical Operations."

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In Section 140.560(f)(1), the following provision was added: "The facility must send a schedule of projected dates for each decrease in census."

Section 140.560(f)(3) was revised to read as follows:

Capital rates will initially be set based upon provisions in Sections 140.570 through 140.574 with the use of capital days at a level which is no less than 93% of the license level at the time of application for downsizing. The support rate will be calculated in accordance with provisions in Section 140.561. The census used to calculate rates under this subsection is referred to as the original census in the following subsection. These initial rates will be modified for downsizing in accordance with subsection (f)(4).

Section 140.560(f)(4) was revised to read as follows:

The capital and support rates will be revised every six months during the approved downsizing period. These rates will also be revised on July 1 of each year. The facility must file reports of days of care provided, as requested by the Department.

A) The capital rate will be increased in proportion to the agreed upon decrease in the census for the six month period. For example, with an original census of 18,250 days and a projected census of 16,425, the initial \$6.00 capital rate will be increased to \$6.67 as follows: (the initial capital rate) is multiplied by (the original census which has been divided by a planned census reduction), or $(\$6.00) \times (18,250/16,425) = \6.67 . The projected census for each six month period will be adjusted by any difference between the projected census for the previous period and the actual census for the previous period.

B) The support rate will be increased in proportion to the planned decrease in census during the six month period, with the assumption that 50% of the support costs are fixed and 50% of the support rate is variable. The variable half of the support rate will be increased in proportion to the planned census decrease over the six month period. For example, with an original support rate of \$22.00, the estimated support rate for

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the six month period would be $[(.5 \times \$22) \times (18,250/16,425)] + (.5 \times \$22) = \$23.22$. The projected census for each six month period will be adjusted by any difference between the projected census for the previous period and the actual census for the previous period.

- C) The program rate will be set according to the methodology described in 89 Ill. Adm. Code 144.275.

Section 144.560(f)(5) was revised to read as follows:

The support rate for ICF/DD facilities may not exceed the facility's HSA ceiling. Facilities having SNF/PED licenses, which are reducing facility census to comply with ICF/MR regulations which limit the number of persons per bedroom to four or fewer, may exceed the facility's HSA ceiling but by no more than 125%. The exception allowing SNF/PED facilities to exceed the support rate HSA ceiling will only be based on the reduction in census to attain four or fewer persons per bedroom. If a SNF/PED facility reduces census below that required to attain four persons per bedroom, the support rate may not exceed the facility's HSA ceiling.

A new subsection (f)(6) was added to Section 144.560. The new subsection reads as follows:

Bed Reserves. Facilities with a downsizing agreement with the Department will be exempt during the period of downsizing from the 93% or higher occupancy requirement which is specified in Section 140.523, Bed Reserves. Once the final agreed upon census has been achieved, all bed reserve requirements will again be in effect beginning with the quarter following completion of the downsizing agreement (January 1, April 1, July 1 or October 1).

No other substantive changes have been made in the text of the amendments.

- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes

- 13) Will this Adopted Amendment replace an Emergency Amendment currently in effect? No

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- 14) Are there any Amendments pending on this Part? Yes

Section Numbers	Proposed Action	Illinois Register Citation
140.13	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.14	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.16	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.19	Amendment	March 27, 1992 (16 Ill. Reg. 4708)
140.27	Amendment	January 3, 1992 (16 Ill. Reg. 65)
140.31	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.32	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.33	New Section	March 27, 1992 (16 Ill. Reg. 4708)
140.526	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.527	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.528	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.529	Repealed	January 10, 1992 (16 Ill. Reg. 472)
140.539	Amendment	January 10, 1992 (16 Ill. Reg. 472)
140.543	Amendment	February 28, 1992 (16 Ill. Reg. 3045)
140.565	Amendment	January 24, 1992 (16 Ill. Reg. 1492)

Section Numbers

Proposed Action

Illinois Register Citation

140.566

Amendment

March 27, 1992
(16 Ill. Reg. 4708)

140.579

Amendment

March 6, 1992
(16 Ill. Reg. 3409)

140.600

New Section

January 10, 1992
(16 Ill. Reg. 472)

140.602

New Section

January 10, 1992
(16 Ill. Reg. 472)

140.604

New Section

January 10, 1992
(16 Ill. Reg. 472)

140.608

New Section

January 10, 1992
(16 Ill. Reg. 472)

140.610

New Section

January 10, 1992
(16 Ill. Reg. 472)

140.612

New Section

January 10, 1992
(16 Ill. Reg. 472)

140.614

New Section

January 10, 1992
(16 Ill. Reg. 472)

15) Summary and Purpose of Adopted Amendments: This rule revision provides for rate adjustments for ICF/MR facilities during downsizing or the reduction of facility bed capacity. The downsizing rate provisions only apply for facilities which decrease their total licensure level by 20% or more. Downsizing rate provisions provide for rate revisions in capital and support rates which do not penalize facilities. This is necessary since such rates do not decrease in a proportionate manner relative to a facility population decrease.

16) Information and questions regarding this Adopted Amendment shall be directed to:

Name:

Joanne Jones

Bureau of Rules and Regulations

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

Address:

Illinois Department of Public Aid
Jesse B. Harris Building II
100 South Grand Avenue East, 3rd Floor
Springfield, Illinois 62762

Telephone:

217/524-3215

The full text of the Adopted Amendments begins on the next page:

DEPARTMENT OF PUBLIC AID

NOTICE OF ADOPTED AMENDMENT

TITLE 89: SOCIAL SERVICES
CHAPTER I: DEPARTMENT OF PUBLIC AID
SUBCHAPTER d: MEDICAL PROGRAMSPART 140
MEDICAL PAYMENT

SUBPART A: GENERAL PROVISIONS

- Section
140.1
140.2
140.3
- Incorporation By Reference
Medical Assistance Programs
Covered Services Under The Medical Assistance Programs for AFDC, AFDC-MANG, AABD, AABD-MANG, RRP, Individuals Under Age 18 Not Eligible for AFDC, Pregnant Women Who Would Be Eligible if the Child Were Born and Pregnant Women and Children Under Age Eight Who Do Not Qualify As Mandatory Categorically Needy
- 140.4
140.5
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AUTHORITY: Implementing Article III of the Illinois Health Finance Reform Act (Ill. Rev. Stat. 1989, ch. 111 1/2, par. 6503-1 et seq.) and implementing and authorized by Articles III, IV, V, VI, VII and Section 12-13 of the Illinois Public Aid Code (Ill. Rev. Stat. 1989, ch. 23, pars. 3-1 et seq., 4-1 et seq., 5-1 et seq., 6-1 et seq., 7-1 et seq., and 12-13)

SOURCE: Adopted at 3 Ill. Reg. 24, p. 166, effective June 10, 1979; rule repealed and new rule adopted at 6 Ill. Reg. 8374, effective July 6, 1982; emergency amendment at 6 Ill. Reg. 8508, effective July 6, 1982, for a maximum of 150 days; amended at 7 Ill. Reg. 681, effective December 30, 1982; amended at 7 Ill. Reg. 7956, effective July 1, 1983; amended at 7 Ill. Reg. 8308, effective July 1, 1983; amended at 7 Ill. Reg. 8271, effective July 5, 1983; emergency amendment at 7 Ill. Reg. 8354, effective July 5, 1983, for a maximum of 150 days; amended at 7 Ill. Reg. 8540, effective July 15, 1983;

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emergency amendment at 14 Ill. Reg. 14570, effective August 22, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14826, effective August 31, 1990; amended at 14 Ill. Reg. 15366, effective September 12, 1990; amended at 14 Ill. Reg. 15981, effective September 21, 1990; amended at 14 Ill. Reg. 17279, effective October 12, 1990; amended at 14 Ill. Reg. 18057, effective October 22, 1990; amended at 14 Ill. Reg. 18508, effective October 30, 1990; amended at 14 Ill. Reg. 18813, effective November 6, 1990; amended at 14 Ill. Reg. 20478, effective December 7, 1990; amended at 14 Ill. Reg. 20729, effective December 12, 1990; amended at 15 Ill. Reg. 298, effective December 28, 1990; emergency amendment at 15 Ill. Reg. 592, effective January 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 1051, effective January 18, 1991; Section 140.569 withdrawn at 15 Ill. Reg. 1174; amended at 15 Ill. Reg. 6534, effective April 30, 1991; amended at 15 Ill. Reg. 8264, effective May 23, 1991; amended at 15 Ill. Reg. 8972, effective June 17, 1991; amended at 15 Ill. Reg. 10114, effective June 21, 1991; amended at 15 Ill. Reg. 10468, effective July 1, 1991; amended at 15 Ill. Reg. 11176, effective August 1, 1991; emergency amendment at 15 Ill. Reg. 11515, effective July 25, 1991, for a maximum of 150 days; emergency amendment at 15 Ill. Reg. 12919, effective August 15, 1991, for a maximum of 150 days; emergency expired January 12, 1992; emergency amendment at 15 Ill. Reg. 16366, effective October 22, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 17318, effective November 18, 1991; amended at 15 Ill. Reg. 17733, effective November 22, 1991; emergency amendment at 16 Ill. Reg. 300, effective December 20, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 174, effective December 24, 1991; amended at 16 Ill. Reg. 1877, effective January 24, 1992; amended at 16 Ill. Reg. 3552, effective February 28, 1992; amended at 16 Ill. Reg. 4006, effective March 6, 1992; amended at 16 Ill. Reg. 6408, effective March 20, 1992; amended at 16 Ill. Reg. 6829, effective April 7, 1992; amended at 16 Ill. Reg. 7017, effective April 17, 1992.

NOTE: CAPITALIZATION DENOTES STATUTORY LANGUAGE.

SUBPART E: GROUP CARE

Section 140.560 Components of the Base Rate Determination

Except as specified otherwise in this Section, rates calculated for the rate year beginning July 1, 1990, and for subsequent years thereafter shall be based on the facility's cost report for the facility's full fiscal year ending at any point in time

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Section 140.560 Components of the Base Rate Determination (Cont'd)

during the previous calendar year as long as that cost report is filed prior to April 1. Otherwise, the latest cost report available on March 31 will be used to set rates for July 1. For example, if a facility with a December 31, 1989, year end files their cost report prior to April 1, 1990, that cost report will be used to set rates for the rate year to begin on July 1, 1990. In this example, if the December 31, 1989, cost report is not filed until after March 31, 1990, the December 31, 1988, cost report will be used to set rates for the rate year to begin on July 1, 1990.

a) In the case of a change in ownership of a previously certified facility, the rate issued to the previous owner will be in effect for the remainder of the rate year. A new rate will be calculated for the next rate year based on the new owner's cost report if a cost report covering a minimum of the first six months of operation is received by the Office of Health Finance prior to April 1st. If a cost report covering the new first six or more months of operation for the new owner cannot be filed with the Office of Health Finance prior to April 1st, the rate will be calculated based upon the prior owner's cost report filed in accordance with the opening paragraph of this Section. A cost report which has not been completed in accordance with the Department's rules and cost report instructions will not be considered as received until all cost report pages are properly completed.

b) In the case of a new facility, capital reimbursement will be assigned on the receipt of the first cost report (which may be an abbreviated cost report.) The support reimbursement will be set at the median for that region. The facility must then file a six month cost report, (beginning with date the first patient was admitted) which contains actual historical cost information. The capital and support rates will then be recalculated based upon this cost report. Rates so calculated will go into effect on the first day of the first month after the six month cost report is received by the Department's Office of Health Finance. The facility must obtain written verification of the initial cost reporting periods from the Office of Health Finance.

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Section 140.560 Components of the Base Rate Determination (Cont'd)

- c) When a construction addition to the building will increase the licensed bed capacity by 10 percent or more, the facility may file a revised cost report reflecting the increased capital investment. If this revised cost report is filed within 30 days of the date of the increase in licensure as determined by the Illinois Department of Public Health, any increase in the capital rate will be effective on the effective date of licensure increase. If the revised cost report is filed more than 30 days after the effective date of increase in licensure, any increase in the capital rate will be effective on the first day of the first month after the report is received by the Finance Section.

- d) Once a rate for an individual facility has been calculated, a new rate will not be calculated during the course of the rate year except as provided in subsections (b) and (c) above.

- e) If a facility incurs building construction improvements which would raise the base year grouping, then the nursing home may file a revised cost report which reports the increased capital investment. The base year is defined in Section 140.570(b)(2) and Section 140. Table J shows the groupings. If the improvements have been completed and put into use prior to the forthcoming rate year and the cost report reflecting increased capital costs is filed prior to the beginning of the next rate year, then any increase in the capital rate will be effective on the first day of the rate year.

- f) In order to accommodate the downsizing or reduction in bed capacity of ICF/MR facilities licensed for ICF/DD or SNF/PED Services, the following provisions will apply for revisions to rates. These provisions only apply for facilities which decrease their total licensure level by 20% or more due to a decrease in the beds licensed as ICF/DD or SNF/PED. The reduced bed capacity must be appropriate to achieve one or more of the following goals: (1) achieve compliance with ICF/MR regulations, such as four or fewer persons per room, (2) achieve compliance with ICF/MR regulations in an adverse action as part of a plan of

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Section 140.560 Components of the Base Rate Determination (Cont'd)

Correction (77 Ill. Adm. Code 300.278), and (3) increase available space in order to provide services to persons with severe physical and/or medical conditions: i.e., persons who need services under Specialized Care-Health and Sensory Disabilities, Levels II and/or III (89 Ill. Adm. Code 144.150).

- 1) The facility must request pre-approval for application of these provisions from the Deputy Director of the Department's Division of Medical Operations. The written request must describe the necessity to reduce licensed bed capacity. The facility must send a schedule of the projected dates of each decrease in census. Written approval may be granted if the Deputy Director determines the change will be beneficial for the ICF/DD or SNF/PED residents.
- 2) The reduction in the number of licensed beds must be completed within a one year period following the Deputy Director's approval, unless a longer reduction period is approved by the Deputy Director at the onset of the plan.
- 3) Capital rates will initially be set based upon provisions in Sections 140.570 through 140.574 with the use of capital days at a level which is no less than 93% of the license level at the time of application for downsizing. The support rate will be calculated in accordance with provisions in Section 140.561. The census used to calculate rates under this subsection is referred to as the original census in subsection (f)(4). These initial rates will be modified for downsizing in accordance with subsection (f)(4).
- 4) The capital and support rates will be revised every six months during the approved downsizing period. These rates will also be revised on July 1 of each year. The facility must file reports of days of care provided, as requested by the Department.
 - A) The capital rate will be increased in proportion to the agreed upon decrease in the census for the six month period. For

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Section 140.560

Components of the Base Rate Determination
(Cont'd)

example, with an original census of 18,250 days and a projected census of 16,425, the initial \$6.00 capital rate will be increased to \$6.67 as follows: (the initial capital rate) is multiplied by (the original census which has been divided by a planned census reduction), or $(\$6.00) \times (18,250/16,425) = \6.67 . The projected census for each six month period will be adjusted by any difference between the projected census for the previous period and the actual census for the previous period.

B)

The support rate will be increased in proportion to the planned decrease in census during the six month period, with the assumption that 50% of the support costs are fixed and 50% of the support rate is variable. The variable half of the support rate will be increased in proportion to the planned census decrease over the six month period. For example, with an original support rate of \$22.00, the estimated support rate for the six month period would be $[(.5 \times \$22) \times (18,250/16,425)] + (.5 \times \$22) = \$23.22$. The projected census for each six month period will be adjusted by any difference between the projected census for the previous period and the actual census for the previous period.

C)

The program rate will be set according to the methodology described in 89 Ill. Adm. Code 144.275.

5)

The support rate for ICF/DD facilities may not exceed the facility's HSA ceiling. Facilities having SNF/PED licenses, which are reducing facility census to comply with ICF/MR regulations which limit the number of persons per bedroom to four or fewer, may increase the facility's HSA ceiling but to no more than 125%. The exception allowing SNF/PED facilities to exceed the support rate HSA ceiling will only be based on the reduction in census to attain four or fewer

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Components of the Base Rate Determination
(Cont'd)

persons per bedroom. If a SNF/PED facility reduces census below that required to attain four persons per bedroom, the support rate may not exceed the facility's HSA ceiling.

6)

Bed Reserves. Facilities with a downsizing agreement with the Department will be exempt during the period of downsizing from the 93% or higher occupancy requirement which is specified in Section 140.523, Bed Reserves. Once the final agreed upon census has been achieved, all bed reserve requirements will again be in effect beginning with the quarter following completion of the downsizing agreement (January 1, April 1, July 1 or October 1).

(Source: Amended at 16 Ill. Reg. 7017, effective April 17, 1992)

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NOTICE OF ADOPTED RULES

1) Heading of Part: Firearm Transfer Inquiry Program

2) Code Citation: 20 Ill. Adm. Code 1235

<u>Section Numbers:</u>		<u>Adopted Action:</u>
1235.10	New Section	
1235.20	New Section	
1235.30	New Section	
1235.40	New Section	
1235.50	New Section	
1235.60	New Section	
1235.70	New Section	
1235.80	New Section	
1235.90	New Section	
1235.100	New Section	
1235.110	New Section	
1235.120	New Section	
1235.130	New Section	

4) Statutory Authority: Implementing and authorized by Section 3 and Section 3.1 of The Firearm Owner's Identification Card Act (Ill. Rev. Stat. 1991, ch. 38, pars. 83-1 et seq.), as amended by P.A. 87-299, effective January 1, 1992, and authorized by Section 55a of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 55a).

5) Effective Date of Rules: April 21, 1992

6) Does this rulemaking contain an automatic repeal date? No.

7) Does this rulemaking contain incorporations by reference? No.

8) Date filed in Agency's Principal Office: April 21, 1992

9) Notice of proposal published in Illinois Register:
December 6, 1991, 15 Ill. Reg. 17566

10) Has JCAR issued a Statement of Objections to these rules? No.

11) Differences between proposal and final version:

1. The issue date of the Ill. Rev. Stat. has been changed to 1991 throughout the rule.

2. The Source note has been changed to read as follows: Emergency rule adopted at 15 Ill. Reg. 17785, effective December 1, 1991, for 150 days; new Part added at 16 Ill. Reg. _____, effective _____.

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3. In Section 1235.20 in the first paragraph, "(the Act)" has been inserted after the citation.

4. In Section 1235.20 in the definition "Transfer", "pawning, redeeming," has been added after "giving away".

5. In Section 1235.20 in the definition "Transfer", "singular" has been changed to "single".

6. In Section 1235.20 in the definition "Transfer", "Transfer of more than one firearm to a single transferee at a single point in time is considered a single transfer." has been added as a second sentence.

7. In Section 1235.30, "state" has been capitalized.

8. In Section 1235.40, "Hours of operation shall be increased if need is identified and funding is available." has been added as a second sentence.

9. In Section 1235.70, "Commencing January 1, 1992, and continuing thereafter", at the beginning of the sentence has been deleted.

10. In Section 1235.70, "all" following the deleted clause has been capitalized.

11. In Section 1235.70, "which has" before "previously" has been deleted.

12. In Section 1235.70, "been" after "previously" has been deleted.

13. In Section 1235.70, the "Firearm Owner's Identification Act (Ill. Rev. Stat. 1989, ch. 38, par. 83-1 et seq.)" has been replaced with "the Act".

14. In Section 1235.70, ", except that an inquiry is not required for a transfer from one dealer to another dealer." has been added at the end of the sentence.

15. In Section 1235.70, "The inquiry requirements apply equally to transfers involving new, used, and trade-in firearms." has been added as a second sentence.

16. In Section 1235.80, Subsection c) has been added: "In the event an inquiry results in a conditional denial, the dealer will provide additional information to facilitate a return call from the Department. This additional information shall include a description of the subject firearm(s) sufficient to determine which delivery waiting period applies and information concerning the dealer's business hours for call-back purposes."

17. In Section 1235.90, the following sentence has been inserted after "exceeded" and before "Failure": "If the Department has not provided an

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approval or denial within the prescribed length of time, the dealer may proceed with the transfer."

18. In Section 1235.110, "associated with a particular inquiry" has been added following "firearm(s)".
19. In Section 1235.110, "must" has been changed to "shall only".
20. In Section 1235.110, "30 days of" has been changed to "30 days after".
21. In Subsection 1235.130 a), "his" preceding 900 has been changed to "for the".
22. In Subsection 1235.130 a), "telephone bill" has been changed to "-number service" after "900".
23. In Subsections 1235.130 a) and b), "within" has been inserted before "30" and "60" respectively.
24. In Subsection 1235.130 b), "-number" has been added after "900".
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will this rule replace an emergency rule currently in effect? Yes.
- 14) Are there any amendments pending on this Part? No.

- 15) Summary and Purpose of Rules: Recent amendments to the Firearm Owner's Identification Card Act require the Department of State Police to provide a "dial-up" telephone arrangement to satisfy requirements relating to the transfer of firearms. The telephone system is to be used by federally-licensed firearm dealers to verify if the transferee would be legally disqualified from acquiring or possessing the firearm. This rulemaking establishes the procedures for utilizing the system.

- 16) Information and questions regarding this adopted rule shall be directed to:

Mr. James W. Redlich
Chief Legal Counsel
Illinois State Police
201 Armory Building
P.O. Box 19461
Springfield, Illinois 62794-9461
217/782-7658

The full text of the Adopted Rules begins on the next page:

ILLINOIS REGISTER

DEPARTMENT OF STATE POLICE

NOTICE OF ADOPTED RULES

TITLE 20: CORRECTIONS, CRIMINAL JUSTICE AND LAW ENFORCEMENT
CHAPTER 11: DEPARTMENT OF STATE POLICE

PART 1235
FIREARM TRANSFER INQUIRY PROGRAM

Section	Purpose
1235.10	Definitions
1235.20	Federal and State Laws and Local Ordinances
1235.30	Hours of Operation
1235.40	Holidays
1235.50	Enrollment
1235.60	Inquiry Requirement
1235.70	Inquiry Procedure
1235.80	Response Procedures
1235.90	Denial Notification
1235.100	Transfer of Firearms
1235.110	Fees
1235.120	Failure to Pay Fees
1235.130	

AUTHORITY: Implementing and authorized by Section 3 and Section 3.1 of The Firearm Owner's Identification Card Act (Ill. Rev. Stat. 1991, ch. 38, pars. 83-1 et seq.), as amended by P.A. 87-299, effective January 1, 1992, and authorized by Section 55a of the Civil Administrative Code of Illinois (Ill. Rev. Stat. 1991, ch. 127, par. 55a).

SOURCE: Emergency rule adopted at 15 Ill. Reg. 17785, effective December 1, 1991, for 150 days; new Part added at 16 Ill. Reg. 7041, effective April 21, 1992.

Section 1235.10 Purpose

The purpose of this Part is to provide requirements and procedures for inquiry into the Firearm Transfer Inquiry Program.

Section 1235.20 Definitions

Unless specified otherwise, all terms shall have the meaning set forth in Section 1.1 of the Firearm Owner's Identification Card Act (Ill. Rev. Stat. 1991, ch. 38, par. 83-1.1)(the Act).

"Dealer" means a federally-licensed firearm dealer under the provisions of 18 U.S.C. 921 et seq.

"Department" means the Illinois Department of State Police.

"Firearm Transfer Inquiry Program" means the functional unit within the Bureau of Identification of the Department responsible for

providing federally-licensed firearm dealers in the State of Illinois with a dial-up telephone system to determine the current eligibility of a transferee to acquire firearms.

"Transfer" means selling, assigning, pledging, leasing, loaning, giving away, pawning, redeeming, or otherwise disposing of firearms occurring at a single point in time. Transfer of more than one firearm to a single transferee at a single point in time is considered a single transfer.

"Transferee" means the recipient of a transfer.

Section 1235.30 Federal and State Laws and Local Ordinances

All federally-licensed firearm dealers must abide by all federal and State laws and local ordinances. Inquiries made to the Firearm Transfer Inquiry Program do not exempt or otherwise relieve federally-licensed firearm dealers from compliance with any other laws or ordinances.

Section 1235.40 Hours of Operation

The Firearm Transfer Inquiry Program will receive inquiries from dealers in Illinois from 9:30 a.m. to 9:30 p.m., Monday through Friday, and 9:30 a.m. to 6:30 p.m. on Saturday and Sunday. Hours of operation shall be increased if need is identified and funding is available.

Section 1235.50 Holidays

The Firearm Transfer Inquiry Program will be closed on New Year's Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day and Christmas Day.

Section 1235.60 Enrollment

All dealers must be enrolled in the Firearm Transfer Inquiry Program prior to transferring firearms. Federally-licensed firearm dealers in Illinois may enroll by completing the dealer enrollment form provided by the Department. These forms may be obtained from the Bureau of Identification, 260 North Chicago Street, Joliet, Illinois 60431-1060. The Department shall not charge a fee to enroll. The Department shall provide enrolled dealers with a unique number to be used when inquiring into the Firearm Transfer Inquiry Program.

Section 1235.70 Inquiry Requirement

All dealers shall inquire into the Firearm Transfer Inquiry Program for all transfers which require the transferee to display a currently valid Firearm Owner's Identification Card previously issued in his name by the Department under the provisions of the Act, except that an inquiry is not required for a transfer from one dealer to another dealer. The inquiry requirements apply equally to transfers involving new, used, and trade-in firearms.

Section 1235.80 Inquiry Procedure

- The dealer will perform the inquiry by calling a 900 telephone number provided by the Department to the dealer. This number shall be kept confidential by the dealer and only used to perform inquiries required under Section 1235.70.
- The inquiry will consist of the permanent portion of the dealer's federal firearm license number (the first three digits and the last five digits), the dealer number issued by the Department, and the transferee's Firearm Owner's Identification Card number.
- In the event an inquiry results in a conditional denial, the dealer will provide additional information to facilitate a return call from the Department. This additional information shall include a description of the subject firearm(s) sufficient to determine which delivery waiting period applies and information concerning the dealer's business hours for call-back purposes.

Section 1235.90 Response Procedures

The Department shall provide, during the initial dealer inquiry, an approval, denial, or conditional denial of the transfer. The time period for the Department to respond shall begin at the time the inquiry is received. When the Department provides a conditional denial, the dealer shall not transfer the firearm until an approval is provided by the Department or the length of time prescribed in Section 24-3 of the Criminal Code of 1961 (Ill. Rev. Stat. 1991, ch. 38, par. 24-3) has been exceeded. If the Department has not provided an approval or denial within the prescribed length of time, the dealer may proceed with the transfer. Failure of the Department to provide an approval or denial within the prescribed length of time does not relieve the dealer from compliance with any other statutory restrictions on firearm transfers.

Section 1235.100 Denial Notification

If the Department denies approval to transfer firearms, the dealer shall enter the denial number on the Department's Firearm Transfer Inquiry Program denial notification form and provide the form to the transferee. The Department shall provide enrolled dealers with the denial notification forms.

Section 1235.110 Transfer of Firearms

The transfer of the firearm(s) associated with a particular inquiry shall only occur after the withholding of delivery provisions of Section 24-3 of the Criminal Code of 1961 (Ill. Rev. Stat. 1991, ch. 38, par. 24-3) and within 30 days after the approval to transfer provided by the Department.

Section 1235.120 Fees

The fee for inquiries shall be set by the Director. The fee shall be the cost to provide the service, but shall not exceed \$2.00 per inquiry. The fee shall

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be collected through use of the 900 inquiry number.

Section 1235.130 Failure to Pay Fees

- a) If a dealer fails to pay for the 900-number service, which will be included in the dealer's normal telephone bill, within 30 days after its due date, the Department shall notify the dealer that failure to pay this bill will result in termination of services.
- b) If a dealer fails to pay for the 900-number service within 60 days after its due date, the Department shall terminate Firearm Transfer Inquiry Program services to the dealer.

ILLINOIS STUDENT ASSISTANCE COMMISSION

NOTICE OF ADOPTED RULES

- 1) The Heading of the Part: Minority Teachers of Illinois (MTI) Scholarship Aid Program
- 2) Code Citation: 23 Ill. Adm. Code 2763
- 3) Section numbers: Adopted Action:

2763.10	new section
2763.20	new section
2763.30	new section
2763.40	new section
2763.50	new section
- 4) Statutory Authority: Implementing Section 30-15.7f of the Higher Education Student Assistance Law (Ill. Rev. Stat., 1990 Supp., ch. 122, par. 30-15.7f, as amended by P.A. 87-302, effective September 6, 1991), and authorized by Section 30-15.4(f) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.4(f)).
- 5) Effective Date of Rule(s) Amendments: April 21, 1992
- 6) Does this rulemaking contain an automatic repeal date? No.
- 7) Does this amendment contain incorporations by reference? No.
- 8) Date Filed in Agency's Principal Office: April 8, 1992
- 9) Notice(s) of Proposal Published in Illinois Register:
December 20, 1991, 15 Ill. Reg. 18129
- 10) Has JCAR issued a Statement of Objections to these rule(s)? No.
- 11) Difference(s) between proposal and final version:
Technical changes were made for clarification.
- 12) Have all the changes agreed upon by the agency and JCAR been made as indicated in the agreement letter issued by JCAR? Yes.
- 13) Will these amendments replace an emergency rule currently in effect? No.
- 14) Are there any amendments pending on this Part? No.
- 15) Summary and Purpose of Amendments: These rules will govern the Minority Teachers of Illinois Scholarship Aid Program, which encourages academically talented minority students to pursue careers as teachers in

ILLINOIS STUDENT ASSISTANCE COMMISSION

NOTICE OF ADOPTED RULES

TITLE 23: EDUCATION AND CULTURAL RESOURCES

SUBTITLE A: EDUCATION

CHAPTER XIX: ILLINOIS STUDENT ASSISTANCE COMMISSION

Part 2763

MINORITY TEACHERS OF ILLINOIS (MTI) SCHOLARSHIP AID PROGRAM

Section
2763.10 Summary and Purpose
2763.20 Definitions
2763.30 Minority Scholar Eligibility
2763.40 Application Procedures
2763.50 Institutional Procedures

AUTHORITY: Implementing Section 30-15.7f of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1990 Supp., ch. 122, par. 30-15.7f, as amended by P.A. 87-302, effective September 6, 1991) and authorized by Section 30-15.4(f) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.4(f)).

SOURCE: Emergency rules adopted at 15 Ill. Reg. 15621, effective October 11, 1991, for a maximum of 150 days; emergency expired on March 9, 1992; adopted at 16 Ill. Reg. 7048, effective April 21, 1992.

Section 2763.10 Summary and Purpose

a) The Minority Teachers of Illinois Scholarship Aid Program encourages academically talented minority students to pursue careers as teachers at Illinois elementary and secondary schools. The program also aims to provide minority children with access to a greater number of positive minority role models.

b) This Part establishes the rules which govern the Minority Teachers of Illinois Scholarship Aid Program. Additional rules and definitions are contained in the General Provisions Part at 23 Ill. Adm. Code 2700. Defined terms are indicated by the first letter being capitalized.

Section 2763.20 Definitions

"Approved High School" - Defined at Section 30-15.2(c) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.2(c)).

"Cost of Attendance" - Defined at Section 472 of the Higher Education Act of 1965, as amended. (20 U.S.C.A. 108711 (1990)).

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Illinois elementary and secondary schools. The program is aimed at providing minority children with access to a greater number of positive minority role models. This rulemaking will establish application and institutional procedures for awarding these scholarships.

16) Information and questions regarding these adopted rules amendments shall be directed to:

Mr. Larry E. Matejka
Executive Director
Illinois Student Assistance Commission
106 Wilnot Road
Deerfield, IL 60015
(708) 948-8500

The full text of the adopted rules amendments begin on the next page.

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"Cumulative Grade Point Average" - The average grade earned throughout a student's educational program. The calculation shall be consistent with the Institution's established policy or practice and shall be the same as that which is used for admission, placement, or other similar purposes.

"Eligible Applicant" - An individual who is eligible to apply for scholarship assistance under this Part, as defined in Section 30-15.7f(a) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1990 Supp., ch. 122, par. 30-15.7f(a), as amended by P.A. 87-302, effective September 6, 1991).

"Institution of Higher Learning" - Defined at Section 30-15.2(d) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1989, ch. 122, par. 30-15.2(d)).

"Minority Scholar" - An individual who has received scholarship assistance under this Part.

"Minority Student" - Defined at Section 30-15.7f(a) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1990 Supp., ch. 122, par. 30-15.7f(a), as amended by P.A. 87-302, effective September 6, 1991).

"Qualified Student" - An individual who the Illinois Student Assistance Commission (ISAC) determines to be eligible to receive scholarship assistance under this Part, as defined in Section 30-15.7f(a) of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1990 Supp., ch. 122, par. 30-15.7f(a), as amended by P.A. 87-302, effective September 6, 1991).

"Teacher Education Program" - An undergraduate postsecondary course of study which, upon completion, qualifies a student to be certified as an elementary or secondary school teacher by the Illinois State Board of Education. For the purposes of a student who has completed less than four semesters/six quarters of postsecondary study, this includes a postsecondary course of study which leads to a Teacher Education Program.

Section 2763.30 Minority Scholar Eligibility

- a) ISAC shall accept applications to be a Minority Scholar in accordance with Section 2763.40 of this Part, Application Procedures.
- b) ISAC shall identify Qualified Students from among applications submitted on a timely basis. A "Qualified Student" is an individual who satisfies the following eligibility criteria:

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- 1) is a United States Citizen or an Eligible Non-citizen, and a Resident of Illinois; and
- 2) is a Minority Student as defined in Section 30-15.7f of the Higher Education Student Assistance Law (Ill. Rev. Stat. 1990 Supp., ch. 122, par. 30-15.7f(a), as amended by P.A. 87-302, effective September 6, 1991). As provided in that Section, a Minority Student means a student who is either:

A) Black (a person having origins in any of the black racial groups in Africa); or

B) Hispanic (a person of Spanish or Portuguese culture with origins in Mexico, South or Central America, or the Caribbean islands, regardless of race) and

3) has graduated in the top 20 percent of his or her high school class; and

4) is enrolled or accepted for enrollment as an undergraduate student at a qualified Institution of Higher Learning, in an approved Teacher Education Program; and

5) is enrolled on a full-time basis at the sophomore level or above, as defined by his or her Institution of Higher Learning; and

6) has a Cumulative Grade Point Average of no less than 2.5 on a 4.0 scale, or its equivalent; and

7) is in good standing with the Satisfactory Academic Progress Policy of the Institution at which he or she is enrolled.

c) Applicants will be notified whether they are Qualified Students. A non-Qualified Student may appeal a finding of ineligibility in accordance with 23 Ill. Adm. Code 2700.70, Appeal Procedures.

d) At least 30 percent of the scholarships awarded under this Section shall be awarded to male Qualified Students.

e) A Minority Scholar may receive a scholarship renewal provided the Minority Scholar:

- 1) continues to maintain a Grade Point Average of no less than 2.5 on a 4.0 scale, or its equivalent, at the postsecondary level; and
- 2) continues to meet the requirements of subsections (b)(1), (4), (5), and (7) of this Section; and

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- 1) a pledge on the part of the recipient to teach one year for each year of scholarship aid received, or for any portion of a year for which aid was received, under this Part;
- 2) a stipulation that such teaching commitment will be fulfilled within the 10-year period following the termination of the undergraduate program for which the Minority Scholar received assistance under this Part;
- 3) a stipulation that such teaching commitment will be fulfilled at an Illinois public, private or parochial elementary or secondary school at which no less than 30 percent of the enrolled students are Minority Students, as certified by the Illinois State Board of Education; and
- 4) a further stipulation that, if the teaching commitment is not fulfilled, the scholarship converts to a loan and the Minority Scholar must repay the entire amount of the scholarship(s) plus interest at a rate determined by federal regulations.

Section 2763.50 Institutional Procedures

- a) The Institution shall submit the signed Application/Teaching Agreement/Promissory Note to ISAC on behalf of the Minority Scholar. The submission of the signed Application/Teaching Agreement/Promissory Note shall represent the Institution's request for payment.
- b) ISAC shall disburse scholarship funds in two or three installments, depending on the number of Terms financed by the scholarship; except that, multiple disbursements shall not be required in cases where the applicant's eligibility is not determined until the final term of the academic year for which the scholarship is being awarded.
- c) Funds shall be remitted by ISAC to Institutions on behalf of Qualified Students. When requesting payment of scholarship funds, the Institution shall certify to ISAC that the Applicant is a Qualified Student as defined in Section 2763.30 of this Part.
- d) Scholarship funds are applicable towards two semesters/three quarters of Full-time study within an Academic Year. Upon receipt of scholarship funds, the Institution shall verify the Scholar's enrollment status. If the Minority Scholar is Enrolled, the Institution may credit the scholarship funds to the recipient's account for expenses then due and payable. The balance of the disbursement shall be released to the Minority Scholar. If the Minority Scholar has withdrawn from enrollment, the Institution shall return the total amount of the scholarship to ISAC.

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- 3) has not previously received a scholarship under this program at the same academic level for which the renewal scholarship is being requested; and
- 4) has submitted an application on a timely basis, in accordance with Section 2763.40(b) of this Part, Application Procedures.
- f) No Minority Scholar may receive more than 8 semesters/12 quarters of scholarship assistance under this program.
- g) The total number of scholarships awarded in a given fiscal year is contingent upon available funding. If appropriated funds are insufficient to provide all Qualified Students with a scholarship, available funds shall be allocated in accordance with subsection (d) of this Section and on the basis of the dates that the completed applications are received in ISAC's Deerfield office.

Section 2763.40 Application Procedures

- a) Applications for the Minority Teachers of Illinois Scholarship Aid Program are available from qualified Institutions of Higher Learning, state legislative and congressional offices, and ISAC's Springfield, Deerfield and Chicago offices.
- b) A completed application must be received in ISAC's Deerfield office on or before the final date of the period of enrollment for which the scholarship is being requested.
- c) If an application is incomplete, notification will be sent to the Eligible Applicant. The Eligible Applicant will then have an opportunity to furnish the missing information; however, the application will only be considered for processing when it is complete.
- d) Eligibility notification shall be sent to each Qualified Student who is selected as a Minority Scholar.
- e) Eligible Applicants shall be required to furnish the postsecondary institutions at which they are enrolled with a copy of their high school transcripts or any other documentation verifying class rank upon high school graduation.
- f) During any academic year in which a Minority Scholar receives assistance under this Part, the Minority Scholar shall be required to sign an Application/Teaching Agreement/Promissory Note prior to receipt of any scholarship assistance. The terms of the Teaching Agreement/Promissory Note shall include the following:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

- 1) The Heading of the Part: Pay Plan
- 2) The Code Citation: 80 Ill. Adm. Code 310
- 3) Section Numbers: Peremptory Action:
310. Appendix A Amended
Table A Amended
Table B Amended
- 4) Reference to the specific State or Federal Court Order, Federal Rule or Statute which requires this Peremptory Rulemaking:
Section 2 of the Illinois Administrative Procedure Act (Ill. Rev. Stat. 1989, ch. 127, par. 1002)
- 5) Statutory Authority: Ill. Rev. Stat. 1989, ch. 48, par. 1607
- 6) Effective Date: April 20, 1992
- 7) A Complete Description of the Subjects and Issues Involved:
These amendments reflect the salaries for the Elevator Operator and Building Services Worker as negotiated and specified in the SEIU agreement of April 2, 1990 through April 4, 1993.
The salary range for the Elevator Operator should be increased from \$1,809.60 - \$1,844.40 - \$1,861.80 to \$1,861.80 - \$1,896.60 - \$1,914.00, effective April 6, 1992.
The salary for the Building Services Worker should be increased from \$1,757.40 to \$1,809.60, effective April 6, 1992.
The Guard I is being deleted from Table A as it is no longer being used and is not mentioned within the Contract.
- 8) Does this rulemaking contain an automatic repeal date? Yes ☒ No ☐
If "yes", please specify date:
- 9) Date Filed in Agency's Principle Office: April 20, 1992
- 10) Is this Rule in compliance with Section 5.03 of the Illinois Administrative Procedures Act: Yes

ILLINOIS STUDENT ASSISTANCE COMMISSION

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- e) Scholarship Amount
- 1) In accordance with this subsection, the Institution at which the Minority Scholar is enrolled shall compute the size of the scholarship and submit a completed, certified Application/Teaching Agreement/Promissory Note. The Minority Scholar must have reviewed and signed the Application/Teaching Agreement/ Promissory Note prior to the receipt of any scholarship assistance.
- 2) Minority Teachers of Illinois Scholarships are applicable only toward tuition and fee and room and board charges or commuter allowances, if applicable. The annual scholarship awarded to a Qualified Student must not exceed:
 - A) tuition and fees plus room and board expenses charged by the Institution (as reported to ISAC pursuant to 23 Ill. Adm. Code 2700.30(e), General Institutional Eligibility Requirements); or
 - B) tuition and fees plus the standard commuter allowance for students living off-campus (as reported to ISAC pursuant to 23 Ill. Adm. Code 2700.30(e)); or
 - C) a maximum of \$5,000.
- 3) The total amount of Minority Teachers of Illinois Scholarship assistance awarded to a Scholar in a given academic year, when added to the other financial aid available to the Minority Scholar for that year, cannot exceed the Cost of Attendance.
- 4) In any Academic Year in which the Minority Scholar accepts financial assistance through the Paul Douglas Teacher Scholarship Program (23 Ill. Adm. Code 2762), the Minority Scholar shall not be eligible for scholarship assistance under this Part.
- 5) A Minority Scholar may receive grant assistance under the Monetary Award Program (23 Ill. Adm. Code 2735) only up to the amount by which the Minority Scholar's Cost of Attendance exceeds the amount of the scholarship.

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NOTICE OF PEREMPTORY AMENDMENTS

11) Are there any proposed amendments pending to this part? Yes

Section Numbers	Proposed Action	Ill. Reg. Citation
310.100	Amended	16 Ill. Reg. 342 (January 10, 1992)
310.230	Amended	16 Ill. Reg. 342 (January 10, 1992)
310.490	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table C	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table D	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table E	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table F	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table G	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table H	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table I	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table J	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table K	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table O	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table P	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table Q	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table R	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table S	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table W	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table X	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table Y	Amended	16 Ill. Reg. 342 (January 10, 1992)
310. Appendix A, Table Z	Amended	16 Ill. Reg. 342 (January 10, 1992)

12) Statement of Statewide Objectives:

These amendments to the Pay Plan pertain only to State employees sub-
ject to the Personnel Code and do not set out any guidelines that are to
be followed by local or other jurisdictional bodies within the State.

13) The name, address and telephone number of the person to whom informa-
tion and questions concerning this peremptory rule shall be directed
to:

Mr. Michael Murphy
Department of Central Management Services
Division of Technical Services
504 William G. Stratton Building
Springfield, Illinois 62706

Telephone: (217) 782-5601

The full text of the Adopted Amendments are as follows:

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

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NOTICE OF PEREMPTORY AMENDMENTS

NOTICE OF PEREMPTORY AMENDMENTS

SUBPART C: MERIT COMPENSATION SYSTEM

TITLE 80: PUBLIC OFFICIALS AND EMPLOYEES
SUBTITLE B: PERSONNEL RULES, PAY PLANS, AND
POSITION CLASSIFICATIONS
CHAPTER I: DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

PART 310
PAY PLAN

SUBPART A: NARRATIVE

Section
310.20 Policy and Responsibilities
310.30 Jurisdiction
310.40 Pay Schedules
310.50 Definitions
310.60 Conversion of Base Salary to Pay Period Units
310.70 Conversion of Base Salary to Daily or Hourly Equivalents
310.80 Increases in Pay
310.90 Decreases in Pay
310.100 Other Pay Provisions
EMERGENCY
310.110 Implementation of Pay Plan Changes, Effective July 1, 1991
310.120 Interpretation and Application of Pay Plan
310.130 Effective Date
310.140 Reinstitution of Within Grade Salary Increases
310.150 Fiscal Year 1985 Pay Changes in Schedule of Salary Grades, effective July 1, 1984 (Repealed)

SUBPART B: SCHEDULE OF RATES

Section
310.205 Introduction
310.210 Prevailing Rate
310.220 Negotiated Rate
310.230 Part-Time Daily or Hourly Special Services Rate
310.240 Hourly Rate
310.250 Member, Patient and Inmate Rate
310.260 Trainee Rate
310.270 Legislated and Contracted Rate
310.280 Designated Rate
310.290 Out-of-State or Foreign Service Rate
EMERGENCY
310.300 Educator Schedule for RC-063 and HR-010
310.310 Physician Specialist Rate
310.320 Annual Compensation Ranges for Executive Director and Assistant Executive Director, State Board of Elections
310.330 Excluded Classes Rate (Repealed)

Section
310.410 Jurisdiction
310.420 Objectives
310.430 Responsibilities
310.440 Merit Compensation Salary Schedule
310.450 Procedures for Determining Annual Merit Increases
310.455 Intermittent Merit Increase
310.456 Merit Zone
310.460 Other Pay Increases
310.470 Adjustment
310.480 Decreases in Pay
310.490 Other Pay Provisions
EMERGENCY
310.500 Definitions
310.510 Conversion of Base Salary to Pay Period Units
310.520 Conversion of Base Salary to Daily or Hourly Equivalents
310.530 Implementation
310.540 Annual Merit Increase Guidechart for Fiscal Year 1992
310.550 Fiscal Year 1985 Pay Changes in Merit Compensation System, effective July 1, 1984 (Repealed)

APPENDIX A Negotiated Rates of Pay

TABLE A HR-190 (Department of Central Management Services - State of Illinois Building - SEIU)
TABLE B HR-200 (Department of Labor - Chicago, Illinois - SEIU)
TABLE C RC-069 (Firefighters, AFSOME)
TABLE D HR-001 (Teamsters Local #726)
TABLE E RC-020 (Teamsters Local #330)
TABLE F RC-019 (Teamsters Local #25)
TABLE G RC-045 (Automotive Mechanics, ISEA)
TABLE H RC-006 (Corrections Employees, AFSOME)
TABLE I RC-009 (Institutional Employees, AFSOME)
TABLE J RC-014 (Clerical Employees, AFSOME)
TABLE K RC-023 (Registered Nurses, INA)
TABLE L VR-004 (Illinois State Treasurer's Office Employees, Teamsters and IFT)
TABLE M RC-027 (Educators, AFSOME) (Repealed)
TABLE N RC-027 (Physician Rates, AFSOME) (Repealed)
TABLE O RC-028 (Paraprofessional Human Services Employees, AFSOME)
TABLE P RC-029 (Paraprofessional Investigatory and Law Enforcement Employees, ISEA)
TABLE Q RC-033 (Wheat Inspectors, ISEA)
TABLE R RC-042 (Residual Maintenance Workers, AFSOME)
TABLE S HR-012 (Fair Employment Practices Employees, SEIU)
TABLE T HR-010 (Teachers of Deaf, IFT)

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TABLE U	HR-010 (Teachers of Deaf, Extracurricular Paid Activities)
TABLE V	CU-500 (Corrections Meet and Confer Employees)
TABLE W	RC-062 (Technical Employees, AFSOME)
TABLE X	RC-063 (Professional Employees, AFSOME)
TABLE Y	RC-063 (Educators, AFSOME)
TABLE Z	RC-063 (Physicians, AFSOME)
APPENDIX B	Schedule of Salary Grades - Monthly and Annual Rates of Pay for Fiscal Year 1992
APPENDIX C	Physician Administrator Rates and Medical Facilities
APPENDIX D	Administrator Rates for Fiscal Year 1992
APPENDIX E	Merit Compensation System Salary Schedule for Fiscal Year 1992
APPENDIX F	Teaching Salary Schedule (Repealed)
APPENDIX G	Physician and Physician Specialist Salary Schedule (Repealed)

AUTHORITY: Implementing and authorized by Section 8a(2) of the Personnel Code (Ill. Rev. Stat. 1989, ch. 127, par. 63b108a(2)).

SOURCE: Filed June 28, 1967; codified at 8 Ill. Reg. 1558; emergency amendment at 8 Ill. Reg. 1990, effective January 31, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 2440, effective February 15, 1984; emergency amendment at 8 Ill. Reg. 3348, effective March 5, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 4249, effective March 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 5704, effective April 16, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 7290, effective May 11, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 11299, effective June 25, 1984; emergency amendment at 8 Ill. Reg. 12616, effective July 1, 1984, for a maximum of 150 days; emergency amendment at 8 Ill. Reg. 15007, effective August 6, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 15367, effective August 13, 1984; emergency amendment at 8 Ill. Reg. 21310, effective October 10, 1984, for a maximum of 150 days; amended at 8 Ill. Reg. 21544, effective October 24, 1984; amended at 8 Ill. Reg. 22844, effective November 14, 1984; emergency amendment at 9 Ill. Reg. 1134, effective January 16, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 1320, effective January 23, 1985; amended at 9 Ill. Reg. 3681, effective March 12, 1985; emergency amendment at 9 Ill. Reg. 4163, effective March 15, 1985, for a maximum of 150 days; emergency amendment at 9 Ill. Reg. 9231, effective May 31, 1985, for a maximum of 150 days; amended at 9 Ill. Reg. 9420, effective June 7, 1985; amended at 9 Ill. Reg. 10663, effective July 1, 1985; emergency amendment at 9 Ill. Reg. 15043, effective September 24, 1985, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 3325, effective January 22, 1986; amended at 10 Ill. Reg. 3230, effective January 24, 1986; emergency amendment at 10 Ill. Reg. 8904, effective May 13, 1986, for a maximum of

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

150 days; peremptory amendment at 10 Ill. Reg. 8928, effective May 13, 1986; emergency amendment at 10 Ill. Reg. 12090, effective June 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 13675, effective July 31, 1986; peremptory amendment at 10 Ill. Reg. 14867, effective August 26, 1986; amended at 10 Ill. Reg. 15567, effective September 17, 1986; emergency amendment at 10 Ill. Reg. 17765, effective September 30, 1986, for a maximum of 150 days; peremptory amendment at 10 Ill. Reg. 19132, effective October 28, 1986; peremptory amendment at 10 Ill. Reg. 21097, effective December 9, 1986; amended at 11 Ill. Reg. 648, effective December 22, 1986; peremptory amendment at 11 Ill. Reg. 3363, effective February 3, 1987; peremptory amendment at 11 Ill. Reg. 4388, effective February 27, 1987; peremptory amendment at 11 Ill. Reg. 6291, effective March 23, 1987; amended at 11 Ill. Reg. 5901, effective March 24, 1987; emergency amendment at 11 Ill. Reg. 8787, effective April 15, 1987, for a maximum of 150 days; emergency amendment at 11 Ill. Reg. 11830, effective July 1, 1987, for a maximum of 150 days; peremptory amendment at 11 Ill. Reg. 13675, effective July 29, 1987; amended at 11 Ill. Reg. 14984, effective August 27, 1987; peremptory amendment at 11 Ill. Reg. 15273, effective September 1, 1987; peremptory amendment at 11 Ill. Reg. 17919, effective October 19, 1987; peremptory amendment at 11 Ill. Reg. 19812, effective November 19, 1987; emergency amendment at 11 Ill. Reg. 20664, effective December 4, 1987, for a maximum of 150 days; amended at 11 Ill. Reg. 20778, effective December 11, 1987; peremptory amendment at 12 Ill. Reg. 3811, effective January 27, 1988; peremptory amendment at 12 Ill. Reg. 5459, effective March 3, 1988; amended at 12 Ill. Reg. 6073, effective March 21, 1988; peremptory amendment at 12 Ill. Reg. 7783, effective April 14, 1988; emergency amendment at 12 Ill. Reg. 7734, effective April 15, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 8135, effective April 22, 1988; peremptory amendment at 12 Ill. Reg. 9745, effective May 23, 1988; emergency amendment at 12 Ill. Reg. 11778, effective July 1, 1988, for a maximum of 150 days; emergency amendment at 12 Ill. Reg. 12895, effective July 18, 1988, for a maximum of 150 days; peremptory amendment at 12 Ill. Reg. 13306, effective July 27, 1988; corrected at 12 Ill. Reg. 13359; amended at 12 Ill. Reg. 14630, effective September 6, 1988; amended at 12 Ill. Reg. 20449, effective November 28, 1988; peremptory amendment at 12 Ill. Reg. 20584, effective November 28, 1988; peremptory amendment at 13 Ill. Reg. 8080, effective May 10, 1989; amended at 13 Ill. Reg. 8849, effective May 30, 1989; peremptory amendment at 13 Ill. Reg. 8970, effective May 26, 1989; emergency amendment at 13 Ill. Reg. 10967, effective June 20, 1989, for a maximum of 150 days; amended at 13 Ill. Reg. 11451, effective June 28, 1989; emergency amendment at 13 Ill. Reg. 11854, effective July 1, 1989, for a maximum of 150 days; corrected at 13 Ill. Reg. 12647; peremptory amendment at 13 Ill. Reg. 12887, effective July 24, 1989; amended at 13 Ill. Reg. 16950, effective October 20, 1989; amended at 13 Ill. Reg. 19221, effective December 12, 1989;

DEPARTMENT OF CENTRAL MANAGEMENT SERVICES

NOTICE OF PEREMPTORY AMENDMENTS

Section 310. APPENDIX A Negotiated Rates of Pay
TABLE A HR-190 (Department of Central Management Services -- State
of Illinois Building -- SEIU)

Elevator Operator	04-01-91---	\$1899.60	---	\$1844.40	---	\$1861.80
	04-06-92	\$1861.80		\$1896.60		\$1914.00
Building Services Worker	04-01-91---	\$1757.40				
	04-06-92	\$1809.60				
Guard-I	06-01-87---	\$1435.50				
(Source: Peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992)						

Section 310. Appendix A Negotiated Rates of Pay
TABLE B HR-200 (Department of Labor -- Chicago, Illinois -- SEIU)

Elevator Operator	04-01-91---	\$1899.60	---	\$1844.40	---	\$1861.80
	04-06-92	\$1861.80		\$1896.60		\$1914.00
(Source: Peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992)						

amended at 14 Ill. Reg. 615, effective January 2, 1990; peremptory amendment at 14 Ill. Reg. 1627, effective January 11, 1990; amended at 14 Ill. Reg. 4455, effective March 12, 1990; peremptory amendment at 14 Ill. Reg. 7652, effective May 7, 1990; amended at 14 Ill. Reg. 10002, effective June 11, 1990; emergency amendment at 14 Ill. Reg. 11330, effective June 29, 1990, for a maximum of 150 days; amended at 14 Ill. Reg. 14361, effective August 24, 1990; emergency amendment at 14 Ill. Reg. 15570, effective September 11, 1990, for a maximum of 150 days; emergency amendment expired on February 8, 1991; corrected at 14 Ill. Reg. 16092; peremptory amendment at 14 Ill. Reg. 17098, effective September 26, 1990; amended at 14 Ill. Reg. 17189, effective October 2, 1990; amended at 14 Ill. Reg. 17189, effective October 19, 1990; amended at 14 Ill. Reg. 18719, effective November 13, 1990; peremptory amendment at 14 Ill. Reg. 18854, effective November 13, 1990; peremptory amendment at 15 Ill. Reg. 663, effective January 7, 1991; amended at 15 Ill. Reg. 3296, effective February 14, 1991; amended at 15 Ill. Reg. 4401, effective March 11, 1991; peremptory amendment at 15 Ill. Reg. 5100, effective March 20, 1991; peremptory amendment at 15 Ill. Reg. 5465, effective April 2, 1991; emergency amendment at 15 Ill. Reg. 10485, effective July 1, 1991, for a maximum of 150 days; amended at 15 Ill. Reg. 11080, effective July 19, 1991; amended at 15 Ill. Reg. 13080, effective August 21, 1991; amended at 15 Ill. Reg. 14210, effective September 23, 1991; emergency amendment at 16 Ill. Reg. 711, effective December 26, 1991, for a maximum of 150 days; amended at 16 Ill. Reg. 3450, effective February 20, 1992; peremptory amendment at 16 Ill. Reg. 5068, effective March 11, 1992; emergency amendment at 16 Ill. Reg. 6888, effective April 9, 1992, for a maximum of 150 days; peremptory amendment at 16 Ill. Reg. 7056, effective April 20, 1992.

JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED

The following second notices were received by the Joint Committee on Administrative Rules during the period of April 15, 1992 through April 21, 1992, and have been scheduled for review by the Committee at its May 12, 1992 meeting. Other items not contained in this published list may also be considered by the Committee at its May meeting. Members of the public wishing to express their views with respect to a rule should submit written comments to the Committee at the following address: Joint Committee on Administrative Rules, 509 South Sixth Street, Suite 500, Springfield, IL 62701.

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
5/29/92	Department of Public Aid, Food Stamps (89 Ill Adm Code 121.58)	2/14/92 16 Ill Reg 2420	5/12/92
5/29/92	Department of Public Aid, Food Stamps (89 Ill Adm Code 121.72 and 121.73)	2/14/92 16 Ill Reg 2420	5/12/92
5/29/92	Department of Public Aid, Child Support Enforcement (89 Ill Adm Code 160)	2/14/92 16 Ill Reg 2406	5/12/92
5/29/92	Department of Public Aid, Food Stamps (89 Ill Adm Code 121)	10/18/91 15 Ill Reg 14999	5/12/92
5/29/92	Department of Public Aid, Food Stamps (89 Ill Adm Code 121)	12/20/91 15 Ill Reg 18086	5/12/92
5/29/92	Secretary of State, Issuance of Licenses (92 Ill Adm Code 1030)	2/14/92 16 Ill Reg 2449	5/12/92
6/3/92	Department of Conservation, Timber Harvest Fees (17 Ill Adm Code 1535)	2/28/92 16 Ill Reg 2979	5/12/92
6/3/92	Department of Conservation, The Forest Products Transportation Act (17 Ill Adm Code 1530)	2/28/92 16 Ill Reg 2972	5/12/92

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JOINT COMMITTEE ON ADMINISTRATIVE RULES
ILLINOIS GENERAL ASSEMBLY

SECOND NOTICES RECEIVED
(page 2)

Second Notice Expires	Agency and Rule	Start of First Notice	JCAR Meeting
6/3/92	Attorney General, Americans With Disabilities Act Grievance Procedures (4 Ill Adm Code 125)	2/14/92 16 Ill Reg 2283	5/12/92
6/4/92	Department of Financial Institutions, Americans With Disabilities Act Grievance Procedure (4 Ill Adm Code 650)	3/6/92 16 Ill Reg 3253	5/12/92

request for federal disaster assistance.
 Issued by the Governor April 14, 1992.
 Filed with the Secretary of State April 14, 1992.

92-172
 CHILD ABUSE PREVENTION MONTH

Whereas, every year, some 2.5 million children in our nation are reported as suspected victims of abuse and neglect; and
 Whereas, in Illinois last year, nearly 108,000 children were reported as suspected abuse victims, and 77 of those boys and girls died as a result of their injuries; and
 Whereas, every child is entitled to feel loved, secure, cared for, and nurtured; and

Whereas, the welfare and development of every child is the responsibility of every adult with whom that child comes in contact; and
 Whereas, Illinois Parents Anonymous and the Illinois Chapter of the National Committee for Prevention of Child Abuse have joined efforts to help families break the cycle of child abuse and improve family life; and

Whereas, Parents Anonymous is the nation's largest child abuse prevention and treatment program, offering services to strengthen families; and

Whereas, the Illinois Parents Anonymous State Office, a service of Children's Home and Aid Society of Illinois, provides support to existing Parents Anonymous chapters and helps develop new chapters throughout the state; and

Whereas, the Illinois Chapter of the National Committee for Prevention of Child Abuse has established an office in Springfield to develop prevention programs and coordinate the activities of local chapters in strengthening family life; and

Whereas, all of society benefits when children grow up in a healthy, nurturing environment and ultimately become the leaders and caregivers of the future;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 1992 as CHILD ABUSE PREVENTION MONTH in Illinois and call upon all citizens of our state to take action to provide a safe, healthy environment that will permit our children to grow and prosper.

Issued by the Governor April 1, 1992.

Filed with the Secretary of State April 16, 1992.

92-173
 ROGERS PARK/WEST RIDGE CENTENNIAL DAY

Whereas, Rogers Park and West Ridge are located on Lake Michigan at the far north end of the city of Chicago, in the Prairie State of Illinois; and

Whereas, Rogers Park and West Ridge are sister communities

EXECUTIVE ORDER

92-2

CHICAGO FLOOD - INCOME TAX DEADLINE EXTENSION

Whereas, the April 12, 1992, flooding of the downtown business district has rendered many taxpayers and tax return preparers incapable of accessing their offices and business records; the deadline for filing federal and Illinois income tax returns is April 15, 1992; and the Internal Revenue Service has today announced that returns and applications for automatic extensions from taxpayers affected by the flood will be considered timely if filed by April 22, 1992;

Therefore, pursuant to the power vested in me by Article V, Section 8 of the Illinois Constitution, I hereby order the following:

With respect to Illinois income tax returns and payments due April 15, 1992, filed and made by taxpayers who claim and receive the benefit of the extension announced by the Internal Revenue Service for taxpayers affected by the Chicago flood, the State of Illinois Department of Revenue shall afford to such taxpayers a like period extension of the due date for Illinois income tax returns and payments.

I further order the Board of Appeals in the Illinois Department of Revenue to consider the issuance of a general ruling that would provide additional relief, including abatement of penalties and interest for late payment or late filing for all such affected Illinois residents;

This order shall take effect immediately.

Issued by the Governor April 14, 1992.

Filed with the Secretary of State April 14, 1992.

PROCLAMATION

92-171

DISASTER AREA - CITY OF CHICAGO

An accidental break in a retaining wall between the Chicago River and Chicago freight tunnels occurred below the Kinzie Street bridge in the City of Chicago at approximately 6 a.m., April 13, 1992, causing an inundation by water throughout the 40-foot deep tunnel network underlying downtown Chicago.

Pursuant to the provisions of section 7 (a) of the "Illinois Emergency Management Agency Act" (Public Act 87-168), and in the interest of aiding those public and private entities that suffered economic and physical losses because of this incident, I hereby declare that a disaster exists within the City of Chicago. This gubernatorial declaration of disaster authorizes the Illinois Emergency Management Agency to coordinate State resources in the disaster response and recovery operations; provides for the reassessment of real and personal property substantially damaged by the flooding; and makes possible a

united in history and an ethnic mixture that is diverse and delightful; and

Whereas, thousands of people are gathered together holding hands on Ridge Boulevard, the Rogers Park/West Ridge common border, to symbolize this unity and display this diversity; and

Whereas, the Rogers Park/West Ridge Centennial Commission was established by the Rogers Park Historical Society to commemorate the 100th anniversary of its annexation to the city of Chicago April 4, 1893; and

Whereas, a spendid flag, with its specially designed Centennial logo, is being raised to fly high during the year-long anniversary celebration being kicked-off April 5, 1992; and

Whereas, many organizations and residents are participating in a parade to Warren Park to demonstrate their spirit and pride in these two communities, as well as offering their talents to provide interesting entertainment throughout the day for the enjoyment of all; and

Whereas, other celebration activities include rides on a 1910 double-decker bus, games and storytelling for the children, and special exhibits for one and all; and

Whereas, Rogers Park and West Ridge neighbors and friends will always remember this special occasion as the beginning of the year-long anniversary celebration;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 5, 1992, as ROGERS PARK/WEST RIDGE CENTENNIAL DAY in Illinois.

Issued by the Governor April 5, 1992.

Filed with the Secretary of State April 16, 1992.

92-174

HELLENIC MUSEUM AND CULTURAL CENTER DAY

Whereas, the Greeks have made outstanding contributions to democracy, philosophy, medicine, education, mathematics, architecture, and music; and

Whereas, more than 300,000 citizens of Greek ancestry live in Illinois and have greatly enriched and strengthened cultural awareness and life in our state; and

Whereas, the Hellenic Museum and Cultural Center (HMCC) in Chicago was established to preserve and showcase the creative expressions of the Greek people in regard to their history, culture, and art; and

Whereas, the Hellenic Museum and Cultural Center will officially open May 8, 1992;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 8, 1992, as HELLENIC MUSEUM AND CULTURAL CENTER DAY in Illinois.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 16, 1992.

92-175

PARKS AND RECREATION MONTH

Whereas, Illinois has had a long tradition as a state dedicated to the promotion of recreational opportunities for all its citizens; and

Whereas, Illinois is recognized as a national leader in the local delivery of park and recreation services; and

Whereas, the active use of leisure time develops personal skills, adds balance to life, engenders individual growth through physical fitness, and provides group interaction through participation in organized team sports; and

Whereas, the "Take Time for Fun" theme line and the accompanying State of Illinois logo are the federally registered trademarks of the recreation industry in Illinois. These trademarks signify a philosophy that active, rather than passive, use of free time creates opportunities for achievement and self-fulfillment; and

Whereas, strong local park and recreation services and quality park areas promote Illinois as an ideal state for visits and vacations;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim July 1992 as PARKS AND RECREATION MONTH in Illinois. I urge all residents and visitors to take advantage of our state's beautiful parks and to participate in the special events being conducted by local park agencies throughout Illinois.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 16, 1992.

92-176

UNION CONSTRUCTION CONTRACTOR DAY

Whereas, the Chicago area local construction trade unions and contractors have built the transportation systems, buildings, utilities, and other structures which make the area a hub for businesses, conventions, manufacturing, and transportation; and

Whereas, in 1971, these construction contractors formed the Mid-America Regional Bargaining Association (MARBA) to act as management's collective bargaining agent with the local construction trade unions; and

Whereas, through improved labor-management relations, MARBA seeks to promote the stability of the construction industry for the betterment of Chicago and the surrounding communities; and

Whereas, April 18, 1992, will mark MARBA's 20th anniversary of labor relations services to the construction industry;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 18, 1992, as UNION CONSTRUCTION CONTRACTOR DAY in Illinois.

Issued by the Governor April 6, 1992.

Filed with the Secretary of State April 16, 1992.

92-177
EMPLOYEE HEALTH AND FITNESS DAY

Whereas, recent studies show that regular exercise and good nutrition are basic requisites for good health; and
Whereas, a strong and healthy body influences not only an individual's outlook on life but also a person's mental attitude, daily experiences on and off the job, and academic and social skills; and

Whereas, the National Association of Governors' Councils on Physical Fitness and Sports and the Association for Fitness in Business are presenting the third National Employee Health and Fitness Day (NEHFD) on Wednesday, May 13, 1992, through the corporate sponsorship of Allstate Life Insurance Company; and
Whereas, NEHFD is the largest event in the nation's history to promote fitness at the work site, and the ultimate goal of NEHFD is to encourage employers to look seriously at initiating long-term fitness and recreation programs;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 13, 1992, as EMPLOYEE HEALTH AND FITNESS DAY in Illinois.

Issued by the Governor April 7, 1992.

Filed with the Secretary of State April 16, 1992.

92-178
HOSPITAL SECRETARIES RECOGNITION DAY

Whereas, hospital secretaries are instrumental in maintaining hospitals as dependable institutions devoted to high-quality patient care; and
Whereas, the professionalism and leadership of these secretaries enhance the hospitals in our state; and

Whereas, we should acknowledge the role of hospital secretaries, who usually work behind the scenes; and
Whereas, a need exists to attract competent, qualified, and dedicated people to serve in health care institutions;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 22, 1992, as HOSPITAL SECRETARIES RECOGNITION DAY in Illinois in recognition of the contributions these hard-working individuals make to our hospital community.

Issued by the Governor April 7, 1992.

Filed with the Secretary of State April 16, 1992.

92-179
PHYSICAL FITNESS AND SPORTS MONTH/
PHYSICAL EDUCATION AND SPORTS WEEK

Whereas, the Illinois Association for Health, Physical Education, Recreation, and Dance and the Illinois Governor's Council on Health and Fitness advocate that regular, vigorous

physical activity is essential to good health and effective performance of our daily responsibilities; and
Whereas, there is a continuing need for professional cooperation among national, state, and local organizations for which physical fitness, health, physical education, recreation, dance, and sports are a major function; and
Whereas, we should encourage development and promotion of special programs that focus on developing our mental alertness, fostering regular exercise habits, and improving our health and self-esteem;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1992 as PHYSICAL FITNESS AND SPORTS MONTH and May 1-7, 1992, as PHYSICAL EDUCATION AND SPORTS WEEK in Illinois. I urge citizens to use these occasions to renew their commitments to making regular physical activity an integral part of their lives.

Issued by the Governor April 7, 1992.

Filed with the Secretary of State April 16, 1992.

92-180
YOUTH TEMPERANCE EDUCATION WEEK

Whereas, alcoholism is one of America's foremost drug problems, affecting both adults and children, some before they reach their teen years; and

Whereas, we need to teach our youth the facts about the negative effects of alcohol and other narcotic drugs on their physical, mental, and spiritual well-being; and

Whereas, the Illinois and National Women's Christian Temperance Union are sponsoring Youth Temperance Education Week April 20-24 to promote better living that is free from alcohol, other narcotics, and tobacco to ensure a stronger nation, happier homes, and safer highways;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 20-24, 1992, as YOUTH TEMPERANCE EDUCATION WEEK in Illinois.

Issued by the Governor April 7, 1992.

Filed with the Secretary of State April 16, 1992.

92-181
CHICAGO ASSOCIATION OF NEIGHBORHOOD
DEVELOPMENT ORGANIZATIONS WEEK

Whereas, the health of our neighborhoods is an essential element for the growth and prosperity of our communities; and
Whereas, revitalizing neighborhoods through economic development helps maintain jobs and promotes self-sufficiency of individuals; and

Whereas, the Chicago Association of Neighborhood Development Organizations promotes investment in people and businesses,

capital and job retention, and opportunities for cooperation and coordination among community entities; and

Whereas, the Chicago Association of Neighborhood Development Organizations has spearheaded a unique partnership for the last 10 years, working diligently to promote and expand neighborhood revitalization efforts by neighborhood development organizations; and

Whereas, this community-based enterprise will help provide jobs and retain industry in the city of Chicago, as well as serving as a role model for economic development;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 27-May 2, 1992, as CHICAGO ASSOCIATION OF NEIGHBORHOOD DEVELOPMENT ORGANIZATIONS WEEK in Illinois.

Issued by the Governor April 9, 1992.

Filed with the Secretary of State April 16, 1992.

92-182

CONSUMER ELECTRONICS WEEK

Whereas, Illinois is again welcoming the annual International Summer Consumer Electronics Show to Chicago's McCormick Place May 28-31, 1992; and

Whereas, for the first time, the show will open its doors to the public, allowing people of all ages the opportunity to view the technology of state-of-the-art electronic products; and

Whereas, the show is expected to draw retailers, electronic representatives, and enthusiasts from around the globe; and

Whereas, 1992 marks the silver anniversary for the International Summer Consumer Electronics Show;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 24-31, 1992, as CONSUMER ELECTRONICS WEEK in Illinois.

Issued by the Governor April 9, 1992.

Filed with the Secretary of State April 16, 1992.

92-183

GROUNDWATER PROTECTION MONTH

Whereas, nearly 97 percent of Illinois' rural citizens rely on groundwater drawn from more than 400,000 wells; and

Whereas, groundwater protection involves the maintenance of land around wells and careful handling of hazardous materials; and

Whereas, sources for groundwater contamination include unsealed, abandoned wells; treatment facilities; and areas for storage or disposal of wastes, hazardous substances, petroleum products, or agricultural chemicals; and

Whereas, cleaning up groundwater contamination is very costly and difficult; and

Whereas, to prevent groundwater contamination, the Illinois

Groundwater Protection Act and other laws have established well-head protection zones, mandated groundwater research and monitoring programs, increased the powers of local governments, and made provisions for educational programs; and

Whereas, organizations and local governments provide Illinois' rural residents with educational materials and programs to help prevent groundwater contamination; and

Whereas, to help prevent groundwater contamination, all well owners should survey the areas around their wells for potential sources of contamination;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 1992 as GROUNDWATER PROTECTION MONTH in Illinois. I commend the organizations, local governments, and well owners who have acted to protect our state's groundwater resources and urge others to do their part.

Issued by the Governor April 9, 1992.

Filed with the Secretary of State April 16, 1992.

92-184

ILLINOIS AGRICULTURAL YOUTH INSTITUTE DAYS

Whereas, the Illinois Agricultural Youth Institute was established 12 years ago to promote the prosperous future of the Illinois food and fiber industry; and

Whereas, the program involves 50 outstanding high school students each year; and

Whereas, these students are educated in management, leadership, and developmental skills necessary to continue the success of agriculture in the future; and

Whereas, the Illinois Department of Agriculture recognizes the value of this leadership program and has provided supervisory assistance in its development;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim June 15-19, 1992, as ILLINOIS AGRICULTURAL YOUTH INSTITUTE DAYS in Illinois in recognition of this outstanding program.

Issued by the Governor April 9, 1992.

Filed with the Secretary of State April 16, 1992.

92-185

ILLINOIS CANCER PAIN INITIATIVE DAY

Whereas, the Illinois Cancer Pain Initiative (ICPI) was established as a not-for-profit corporation to inform the public that cancer pain may be relieved and that relief should be a reasonable expectation; and

Whereas, ICPI seeks to improve the treatment of cancer pain through means of professional and public education, such as teaching professionals chronic pain management techniques and conducting research related to cancer pain management; and

Whereas, the organization is promoting the observance of Illinois Cancer Pain Initiative Day April 24, 1992, to coincide with the annual meeting of the Midwest Pain Society in Chicago; Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 24, 1992, as ILLINOIS CANCER PAIN INITIATIVE DAY in Illinois.

Issued by the Governor April 9, 1992.
Filed with the Secretary of State April 16, 1992.

92-186

INFANT MENTAL HEALTH WEEK

Whereas, the World Association for Infant Psychiatry and Allied Disciplines (WAIPAD) promotes state of the art mental health practices and programs for infants up to age three, their families, and their caregivers; and

Whereas, WAIPAD supports international research of conditions affecting the psychological development of infants and how mental development influences infants' normal or pathological development; and

Whereas, WAPAD is sponsoring its triennial convention, the Fifth World Congress, September 9-13, 1992; and

Whereas, the convention, which is being held in our nation for the first time, is expected to draw 2,500 international participants, including delegations from Australia, Japan, South America, Western and Eastern Europe, and North Africa;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim September 6-13, 1992, as INFANT MENTAL HEALTH WEEK in Illinois.

Issued by the Governor April 9, 1992.
Filed with the Secretary of State April 16, 1992.

92-187

PROJECT ACES DAY

Whereas, All Children Exercising Simultaneously (Project ACES) is a program in which more than seven million children will exercise at the same time to promote and advance the academic discipline of youth fitness; and

Whereas, Project ACES, involving 50 states, more than 45 foreign countries, and more than 15,000 schools, asks participating schools to hold a 15 minute exercise period May 13 at 10 a.m. local time; and

Whereas, the annual fitness celebration is sponsored by the Illinois Association for Health, Physical Education, Recreation, and Dance. It encourages comprehensive health and fitness strategies for the personal well-being of the citizens of our state and our nation;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 13, 1992, as PROJECT ACES DAY in Illinois.

Issued by the Governor April 9, 1992.
Filed with the Secretary of State April 16, 1992.

92-188

HAROLD WASHINGTON DAY

Whereas, the late Chicago Mayor Harold Washington was born April 15, 1922; and

Whereas, Harold Washington served as a state representative from 1965 to 1977. During that time, he was chief sponsor of the bill making Martin Luther King, Jr.'s birthday a holiday in Illinois; and

Whereas, Harold Washington served as a state senator from 1977 to 1980; and

Whereas, from 1980 to 1983, he held a congressional office and was influential in garnering support for the amendment to the Voting Rights Act; and

Whereas, Harold Washington encouraged and celebrated youth in the city of Chicago, firmly believing education was an important right of every child; and

Whereas, a reader himself, he wanted the world of reading open to all and encouraged the construction of a new facility for the Chicago Public Library; and

Whereas, the Harold Washington Library Center, the nation's largest library building, opened October 7, 1991; and

Whereas, the Chicago Public Library is sponsoring the first annual commemorative program to acknowledge Harold Washington's birthday;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 15, 1992, as HAROLD WASHINGTON DAY in Illinois.

Issued by the Governor April 13, 1992.
Filed with the Secretary of State April 16, 1992.

92-189

THETA CHAPTER OF KAPPA ALPHA PSI FRATERNITY DAY

Whereas, on April 21, 1917, the Theta Chapter of Kappa Alpha Psi Fraternity was chartered at Northwestern University (NU); and Whereas, the Theta Chapter of Kappa Alpha Psi, the first black student group at NU, was instrumental in the establishment of other black organizations at NU, including other Greek organizations and the black student government, FMO; and Whereas, Kappa Alpha Psi seeks to enlighten black youths through its Guide Right program by providing positive role models who are achievers in academics, business, and civics; and Whereas, 1992 marks the 75th anniversary of the founding of the Theta Chapter of Kappa Alpha Psi;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim April 21, 1992, as THETA CHAPTER OF KAPPA ALPHA PSI FRATERNITY DAY in Illinois, in recognition of the organization's

75 years of service.

Issued by the Governor April 13, 1992.
Filed with the Secretary of State April 16, 1992.

92-190

SMILES FOR LITTLE CITY MONTH

Whereas, Little City Foundation, a nonsectarian, not-for-profit agency in Chicago, provides programs and services in education, employment, recreation, health, wellness, ability awareness, and residency to children and adults with mental retardation and other developmental challenges; and

Whereas, 33 years ago, a small group of parents planned a facility to provide essential care and a happy home for their children with developmental challenges. The parents purchased land in Palatine and began building Little City, which is now nationally known for its outstanding programs that are shared with other agencies across the country; and

Whereas, during the month of August, citizens in Illinois will have the opportunity to "Smile for Little City" by making a donation during Tag Days, August 7 and 8, to benefit people with mental retardation;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim August 1992 as SMILES FOR LITTLE CITY MONTH in Illinois. I urge all citizens to support this cause and help people with developmental challenges.

Issued by the Governor April 14, 1992.
Filed with the Secretary of State April 16, 1992.

92-191

TRIBUTE TO EMERGENCY PERSONNEL:
SALUTING 'GRACE UNDER PRESSURE' DAY

Whereas, the Chicago area is recognized as an important medical resource and its commitment to the community is evident in its health organizations; and

Whereas, emergency health care depends on the split-second reflexes of emergency services personnel and the ability to handle high-pressure situations on a 24-hour basis; and

Whereas, health care employees such as administrators, emergency services/trauma coordinators, physicians, nurses, nurses aides, first responders, paramedics, transporters, unit clerks, social workers, pastoral care workers, ancillary personnel, volunteers, and others involved in providing emergency services are an integral part of the health care team; and

Whereas, these employees' contributions enhance the metropolitan area's reputation for health care excellence; and

Whereas, the 101 area hospitals and health care organizations that are members of the Metropolitan Chicago Healthcare Council salute emergency personnel and the important role they play in

maintaining the Chicago area as a healthy and productive community;

Therefore, I, Jim Edgar, Governor of the State of Illinois, proclaim May 5, 1992, as A TRIBUTE TO EMERGENCY PERSONNEL: SALUTING 'GRACE UNDER PRESSURE' DAY in Illinois and urge all citizens to recognize the achievements of emergency personnel.

Issued by the Governor April 14, 1992.

Filed with the Secretary of State April 16, 1992.

ACTION CODES	
A - Adopted Rule	JCAR - Joint Committee on Administrative Rules
AR - Adopted Repealer	
C - Notice of Corrections	P - Proposed Rule
CC - Codification Changes	PF - Prohibited Filing Order by JCAR
E - Emergency Rule	PP - Peremptory or Court Ordered Rules
ER - Emergency Repealer	PR - Proposed Repealer
M - Modification to meet JCAR objections	R - Refusal to meet JCAR Objection
O - JCAR Statement of Objections	RC - Statement of Recommendation
	S - Suspension ordered by JCAR
	W - Withdrawal to meet JCAR Objections

ALL RULES ARE LISTED BY PART NUMBER AND HEADING ONLY. (FOR ACTION ON SPECIFIC SECTIONS, PLEASE REFER TO THE SECTIONS AFFECTED INDEX.) IF THERE ARE ANY QUESTIONS, PLEASE CONTACT THE ADMINISTRATIVE CODE DIVISION AT (217) 782-9786.

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The Sections Affected Index lists, by Title, each Section of a Part on which rulemaking activity has occurred in this volume (calendar year) of the Register. The columns indicate the type of rulemaking activity and the action taken along with the page number on which the first page of the notice of rulemaking activity appeared. If a Section on which action is being taken in the current volume of the Register was proposed in a previous volume, the last two digits of the previous volume's year appear immediately after the page number separated by a slash (e.g. 11 Ill. Adm. Code 436.05 was proposed last year and adopted this year. The action entry reads: (P-15655/91; A-4520). The codes are listed below.

TYPE OF RULEMAKING		ACTION CODES	
am	= amendment to existing Section	A	= Adopted rule
cc	= codification changes	C	= Correction
n	= new Section	CC	= Codification Changes
r	= repeal of existing Section	E	= Emergency rule
re	= reclassified	F	= Failure to Remedy
#	= renumbered	M	= Modification
		O	= JCAR Objection
		P	= Proposed rule
		PF	= Prohibited filing
		PP	= Peremptory rule
		R	= Refusal to Modify or Withdraw
		S	= Suspend rule
		W	= Withdrawal of Proposed rule

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450.10	n	(P-2292)	55.10 am (P-3646)
450.20	n	(P-2292)	55.40 am (P-3646)
450.30	n	(P-2292)	55.45 am (P-3646)
450.40	n	(P-2292)	55.50 am (P-3646)
450.50	n	(P-2292)	55.90 am (P-3646)
450.60	n	(P-2292)	55.100 am (P-3646)
450.70	n	(P-2292)	85.5 am (P-3635)
475.10	n	(P-3707)	85.15 am (P-3635)
475.15	n	(P-3707)	85.75 am (P-3635)
475.17	n	(P-3707)	85.80 am (P-3635)
475.20	n	(P-3707)	85.115 am (P-3635)
475.30	n	(P-3707)	85.120 n (P-3635)
475.40	n	(P-3707)	90.5 n (P-3653)
475.50	n	(P-3707)	90.110 am (P-3653)
500.1	n	(P-2721)	105.5 am (P-3680)
500.2	n	(P-2721)	105.10 am (P-3680)
500.3	n	(P-2721)	105.30 am (P-3680)
500.4	n	(P-2721)	105.90 n (P-3680)
500.5	n	(P-2721)	110.50 am (P-3624)
500.6	n	(P-2721)	110.80 am (P-3624)
500.7	n	(P-2721)	110.90 am (P-3624)
550.10	n	(P-5097)	110.110 am (P-3624)
550.20	n	(P-5097)	110.120 am (P-3624)
550.30	n	(P-5097)	115.10 am (P-3661)
550.40	n	(P-5097)	115.20 am (P-3661)
550.50	n	(P-5097)	115.30 am (P-3661)
550.60	n	(P-5097)	115.50 am (P-3661)
550.70	n	(P-5097)	115.70 am (P-3661)
600.10	n	(P-5569)	115.80 am (P-3661)
600.20	n	(P-5569)	115.100 am (P-3661)
600.30	n	(P-5569)	125.10 am (P-1921)
600.40	n	(P-5569)	125.190 am (P-1921)
600.50	n	(P-5569)	125.260 am (PP-1899) (P-1921)
600.60	n	(P-5569)	125.270 am (P-1921)
600.70	n	(P-5569)	125.290 am (P-1921)
650.10	n	(P-3253)	125.295 n (P-1921)
650.20	n	(P-3253)	125.380 am (PP-1899)
650.30	n	(P-3253)	125.390 am (P-1921)
650.40	n	(P-3253)	235.10 n (P-2969)
650.50	n	(P-3253)	235.20 n (P-2969)
650.60	n	(P-3253)	
650.70	n	(P-3253)	
TITLE 8			
5.90	r	(P-3231)	405.90 am (P-2436)
30.150	am	(P-3618)	415.60 n (P-1263)
40.5	am	(P-3673)	422.10 am (P-6742)
40.60	am	(P-3673)	422.70 am (P-6742)
40.100	am	(P-3673)	422.90 am (P-6742)
40.170	am	(P-3673)	422.100 am (P-6742)
	am		422.110 am (P-6742)
	am		435.20 am (P-6747)
TITLE 11			
			405.90 am (P-2436)
			415.60 n (P-1263)
			422.10 am (P-6742)
			422.70 am (P-6742)
			422.90 am (P-6742)
			422.100 am (P-6742)
			422.110 am (P-6742)
			435.20 am (P-6747)

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245.100	n	(P-2314)	100.20	n	(P-3444)		
245.110	n	(P-2314)	100.30	n	(P-3444)		
245.120	n	(P-2314)	100.40	n	(P-3444)		
245.130	n	(P-2314)	100.50	n	(P-3444)		
245.104	n	(P-2314)	100.60	n	(P-3444)		
245.Ex.A	n	(P-2314)	100.70	n	(P-2283)		
245.Ex.A	n	(P-2314)	125.10	n	(P-2283)		
			125.20	n	(P-2283)		
			125.30	n	(P-2283)		
			125.40	n	(P-2283)		
	am	(A-3893)	125.50	n	(P-2283)		
700.20	am	(A-3893)	125.60	n	(P-2283)		
700.30	am	(A-3893)	125.70	n	(P-2283)		
700.35	n	(A-3893)	125.80	n	(P-2283)		
700.40	am	(A-3893)	125.Ap.A	n	(P-2283)		
700.50	am	(A-3893)	275.10	n	(P-2010; A-7003)		
700.60	am	(A-3893)	275.20	n	(P-2010; A-7003)		
700.70	am	(A-3893)	275.30	n	(P-2010; A-7003)		
700.100	am	(A-3893)	275.40	n	(P-2010; A-7003)		
700.130	am	(A-3893)	275.50	n	(P-2010; A-7003)		
700.140	am	(A-3893)	275.60	n	(P-2010; A-7003)		
1052.10	n	(P-2322)	275.70	n	(P-2010; A-7003)		
1052.20	n	(P-2322)	300.10	n	(P-3433)		
1052.30	n	(P-2322)	300.20	n	(P-3433)		
1052.40	n	(P-2322)	300.30	n	(P-3433)		
1052.50	n	(P-2322)	300.40	n	(P-3433)		
1052.60	n	(P-2322)	300.50	n	(P-3433)		
1052.70	n	(P-2322)	300.60	n	(P-3433)		
1052.80	n	(P-2322)	300.70	n	(P-3433)		
1052.Ap.A	n	(P-2322)	350.110	n	(P-2106)		
1720.100	n	(A-4503)	350.120	n	(P-2106)		
1720.110	n	(A-4503)	350.130	n	(P-2106)		
1720.120	n	(A-4503)	350.140	n	(P-2106)		
1720.200	n	(A-4503)	350.150	n	(P-2106)		
1720.210	n	(A-4503)	350.160	n	(P-2106)		
1720.300	n	(A-4503)	350.170	n	(P-2106)		
1720.310	n	(A-4503)	350.180	n	(P-2106)		
1720.320	n	(A-4503)	375.10	n	(P-4125)		
1720.330	n	(A-4503)	375.20	n	(P-4125)		
1720.340	n	(A-4503)	375.30	n	(P-4125)		
1720.350	n	(A-4503)	375.40	n	(P-4125)		
1720.360	n	(A-4503)	375.50	n	(P-4125)		
1720.370	n	(A-4503)	375.60	n	(P-4125)		
1720.380	n	(A-4503)	375.70	n	(P-4125)		
1800.10	am	(P-5565)	400.10	n	(P-5133)		
1800.20	am	(P-5565)	400.20	n	(P-5133)		
1800.100	am	(P-5565)	400.30	n	(P-5133)		
1800.II.A	am	(P-5565)	400.40	n	(P-5133)		
			400.50	n	(P-5133)		
			400.60	n	(P-5133)		
			400.70	n	(P-5133)		
					(P-3444)		

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436.05	n	115.40	am
436.10	r	115.50	am
436.20	am	150.10	am
436.30	r	150.20	am
436.40	r	150.30	am
436.50	r	150.40	am
436.60	am	150.50	am
436.70	am	510.10	am
436.80	r	525.30	am
436.90	r	550.20	am
436.100	am	550.30	am
436.110	am	570.20	am
436.120	r	570.30	am
436.130	am	570.40	am
436.140	r	590.10	am
440.40	am	590.20	am
440.50	am	590.60	am
440.60	am	650.10	am
440.120	am	650.20	am
440.160	n	650.21	am
450.10	n	650.22	am
502.30	am	650.23	am
509.10	am	650.40	am
509.20	am	650.50	am
509.30	am	650.60	am
509.40	am	660.10	am
509.50	am	660.20	am
509.60	am	660.21	am
509.70	am	660.25	am
509.75	am	660.30	am
509.80	am	660.40	am
509.90	am	660.45	am
509.95	n	660.50	am
509.100	am	660.60	am
509.110	am	670.10	am
509.130	r	670.20	am
509.140	am	670.30	am
509.150	am	670.40	am
509.160	am	670.50	am
509.170	am	670.60	am
509.175	r	690.20	am
509.190	am	690.30	am
509.195	r	710.10	am
509.200	am	710.20	am
509.210	am	710.21	n
509.220	am	710.30	am
509.230	am	710.50	am
509.240	r	715.10	am
509.250	r	715.20	am
509.260	r	715.40	am
		720.10	am
TITLE 14		TITLE 17	
130.110	am	115.10	am
170.10	am	115.30	am
170.11	am		
170.12	am		
170.13	am		
170.14	am		
170.17	am		
170.20	am		
170.30	n		
175.10	am		
520.900	am		
520.930	am		
520.1100	n		
520.1110	n		
520.1120	n		
520.1130	n		
520.1140	n		
526.10	n		
526.20	n		
526.30	n		
526.40	n		
526.50	n		
526.60	n		
526.70	n		
526.80	n		
526.90	n		
550.35	am		
TITLE 15		TITLE 16	
130.110	am	115.40	am
170.10	am	115.50	am
170.11	am	150.10	am
170.12	am	150.20	am
170.13	am	150.30	am
170.14	am	150.40	am
170.17	am	150.50	am
170.20	am	510.10	am
170.30	n	525.30	am
175.10	am	550.20	am
520.900	am	550.30	am
520.930	am	570.20	am
520.1100	n	570.30	am
520.1110	n	570.40	am
520.1120	n	590.10	am
520.1130	n	590.20	am
520.1140	n	590.60	am
526.10	n	650.10	am
526.20	n	650.20	am
526.30	n	650.21	am
526.40	n	650.22	am
526.50	n	650.23	am
526.60	n	650.40	am
526.70	n	650.50	am
526.80	n	650.60	am
526.90	n	660.10	am
550.35	am	660.20	am
		660.21	am
		660.25	am
		660.30	am
		660.40	am
		660.45	am
		660.50	am
		660.60	am
		670.10	am
		670.20	am
		670.30	am
		670.40	am
		670.50	am
		670.60	am
		690.20	am
		690.30	am
		710.10	am
		710.20	am
		710.21	n
		710.30	am
		710.50	am
		715.10	am
		715.20	am
		715.40	am
		720.10	am

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TITLE 20 (CONT'D)		TITLE 23	
1235.130	n	(E-17785/91; O-1746)	(P-469) (E-732)
		(P-17566/91; A-7041)	(P-469) (E-732)
		(P-3840)	(P-469) (E-732)
1285.10	n	(P-3840)	(P-469) (E-732)
1285.20	n	(P-3840)	(P-469) (E-732)
1285.30	n	(P-3840)	(P-469) (E-732)
1285.40	n	(P-3840)	(P-469) (E-732)
1285.50	n	(P-3840)	(P-469) (E-732)
1285.60	n	(P-3840)	(P-469) (E-732)
1285.70	n	(P-3840)	(P-469) (E-732)
1285.80	n	(P-3840)	(P-469) (E-732)
1570.10	n	(P-2732)	(P-469) (E-732)
1570.20	n	(P-2732)	(P-469) (E-732)
1570.30	n	(P-2732)	(P-469) (E-732)
1570.40	n	(P-2732)	(P-469) (E-732)
1570.50	n	(P-2732)	(P-469) (E-732)
1570.60	n	(P-2732)	(P-469) (E-732)
1580.10	n	(P-1948)	(P-1452)
1580.20	n	(P-1948)	(P-1452)
1580.30	n	(P-1948)	(P-1452)
1580.40	n	(P-1948)	(P-1452)
1580.50	n	(P-1948)	(P-1452)
1720.15	am	(P-15251/91; A-4002)	(P-1439)
1720.35	n	(E-727)	(P-1439)
1800.10	n	(P-10)	(P-1439)
1800.20	n	(P-10)	(P-1439)
1800.30	n	(P-10)	(P-1439)
1800.40	n	(P-10)	(P-1439)
1800.100	n	(P-469) (E-732)	(P-439)
1810.110	n	(P-469) (E-732)	(P-439)
1810.200	n	(P-469) (E-732)	(P-439)
1810.210	n	(P-469) (E-732)	(P-439)
1810.220	n	(P-469) (E-732)	(P-439)
1810.230	n	(P-469) (E-732)	(P-439)
1810.240	n	(P-469) (E-732)	(P-439)
1810.250	n	(P-469) (E-732)	(P-439)
1810.300	n	(P-469) (E-732)	(P-439)
1810.400	n	(P-469)	(P-439)
1810.410	n	(P-469) (E-732)	(P-439)
1810.420	n	(P-469) (E-732)	(P-439)
1810.430	n	(P-469) (E-732)	(P-439)
1810.440	n	(P-469) (E-732)	(P-439)
1810.500	n	(P-469) (E-732)	(P-439)
1810.510	n	(P-469) (E-732)	(P-5550)
1810.520	n	(P-469) (E-732)	(P-14852/91; A-4496)
1810.530	n	(P-469) (E-732)	(P-14852/91; A-4496)
1810.540	n	(P-469) (E-732)	(P-14852/91; A-4496)
1810.550	n	(P-469) (E-732)	(P-14852/91; A-4496)
1810.600	n	(P-469) (E-732)	(P-14852/91; A-4496)
1810.610	n	(P-469) (E-732)	(P-14852/91; A-4496)
1810.620	n	(P-469) (E-732)	(P-4368)
1810.700	n		(P-469) (E-732)
1810.710	n		(P-469) (E-732)
1810.720	n		(P-469) (E-732)
1810.730	n		(P-469) (E-732)
1810.800	n		(P-469) (E-732)
1810.900	n		(P-469) (E-732)
1810.910	n		(P-469) (E-732)
1810.1000	n		(P-469) (E-732)
1810.1010	n		(P-469) (E-732)
1810.1020	n		(P-469) (E-732)
1810.1100	n		(P-469) (E-732)
1810.1110	n		(P-469) (E-732)
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130.45	n		(P-1439)
130.50	am		(P-1439)
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226.640	am		(P-3724)
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235.20	n		(P-439)
235.30	n		(P-439)
235.40	n		(P-439)
235.45	n		(P-439)
235.50	n		(P-439)
235.60	n		(P-439)
235.100	n		(P-439)
235.110	n		(P-439)
235.120	n		(P-439)
235.130	n		(P-439)
235.135	n		(P-439)
235.140	n		(P-439)
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1538.50	n	(P-755; W-4555) (P-4148)	435.10	am	(P-1941)
1538.60	n	(P-755; W-4555) (P-4148)	435.12	n	(P-1941)
1538.70	n	(P-755; W-4555) (P-4148)	435.15	am	(P-1941)
1538.80	n	(P-755; W-4555) (P-4148)	435.20	am	(P-1941)
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1539.00	am	(P-4132)	435.40	am	(P-1941)
1539.10	am	(P-4132)	435.50	am	(P-1941)
1539.20	am	(P-4132)	435.60	n	(P-1941)
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1539.70	am	(P-4132)	504.905	am	(P-3715)
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1540.30	am	(P-14794/91; A-1806)	525.140	am	(E-3583) (P-5166)
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1541.10	am	(P-14807/91; A-1816)	1235.20	n	(P-17566/91; A-7041)
1541.20	am	(P-14783/91; A-1797)	1235.30	n	(E-17785/91; O-1746)
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TITLE 35 (CONT'D)		TITLE 36		TITLE 37		TITLE 38		TITLE 39		TITLE 40		TITLE 41		TITLE 42		TITLE 43		TITLE 44		TITLE 45		TITLE 46		TITLE 47		TITLE 48		TITLE 49		TITLE 50		TITLE 51		TITLE 52		TITLE 53		TITLE 54		TITLE 55		TITLE 56		TITLE 57		TITLE 58		TITLE 59		TITLE 60		TITLE 61		TITLE 62		TITLE 63		TITLE 64		TITLE 65		TITLE 66		TITLE 67		TITLE 68		TITLE 69		TITLE 70		TITLE 71		TITLE 72		TITLE 73		TITLE 74		TITLE 75		TITLE 76		TITLE 77		TITLE 78		TITLE 79		TITLE 80		TITLE 81		TITLE 82		TITLE 83		TITLE 84		TITLE 85		TITLE 86		TITLE 87		TITLE 88		TITLE 89		TITLE 90		TITLE 91		TITLE 92		TITLE 93		TITLE 94		TITLE 95		TITLE 96		TITLE 97		TITLE 98		TITLE 99		TITLE 100		TITLE 101		TITLE 102		TITLE 103		TITLE 104		TITLE 105		TITLE 106		TITLE 107		TITLE 108		TITLE 109		TITLE 110		TITLE 111		TITLE 112		TITLE 113		TITLE 114		TITLE 115		TITLE 116		TITLE 117		TITLE 118		TITLE 119		TITLE 120		TITLE 121		TITLE 122		TITLE 123		TITLE 124		TITLE 125		TITLE 126		TITLE 127		TITLE 128		TITLE 129		TITLE 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TITLE 47 (CONT'D)	2008.70	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.203	2008.71	#	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.204	2008.71	n	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.205	2008.72	n	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.206	2008.73	n	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.301	2008.74	n	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.302	2008.75	#	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.303	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.304	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.305	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.306	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.307	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.309	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.401	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.402	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.403	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.404	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.405	2008.75	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.602	2008.81	r	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.603	2008.81	n	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.604	2008.81	n	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.701	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.702	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.703	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.801	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.802	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.803	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.804	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.805	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.806	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.901	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.902	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
310.913	2008.82	am	(P-1961)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
350.213	2008.82	n	(P-5185) (E-5369)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
TITLE 50	2008.10	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
904.30	2008.10	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.10	2008.10	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.20	2008.20	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.30	2008.30	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.40	2008.40	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.50	2008.50	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.60	2008.60	am	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)
2008.61	2008.61	r	(P-4159)	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)

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TITLE 50 (CONT'D)	2008.Ap.E	#	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	120.170	n	(P-1997)
2008.Ap.E	2008.Ap.E	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.105	am	(P-15862/91; A-5335)
2008.Ap.F	2008.Ap.F	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.110	r	(P-15862/91; A-5335)
2008.Ap.G	2008.Ap.G	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.115	r	(P-15862/91; A-5335)
2008.Ap.H	2008.Ap.H	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.120	r	(P-15862/91; A-5335)
2008.Ap.I	2008.Ap.I	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.125	r	(P-15862/91; A-5335)
2008.Ap.J	2008.Ap.J	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.130	r	(P-15862/91; A-5335)
2008.Ap.K	2008.Ap.K	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.135	r	(P-15862/91; A-5335)
2008.Ap.L	2008.Ap.L	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.140	r	(P-15862/91; A-5335)
2008.Ap.M	2008.Ap.M	#	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.145	r	(P-15862/91; A-5335)
2008.Ap.N	2008.Ap.N	am	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.150	r	(P-15862/91; A-5335)
2008.Ap.O	2008.Ap.O	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.200	am	(P-15862/91; A-5335)
2008.Ap.P	2008.Ap.P	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.300	am	(P-15862/91; A-5335)
2015.10	2015.10	n	(P-6925)	250.600	am	(P-15862/91; A-5335)
2015.20	2015.20	n	(P-6925)	250.700	am	(P-15862/91; A-5335)
2015.30	2015.30	n	(P-6925)	250.805	n	(P-15862/91; A-5335)
2015.40	2015.40	n	(P-6925)	250.710	n	(P-15862/91; A-5335)
2015.50	2015.50	n	(P-6925)	250.715	n	(P-15862/91; A-5335)
2015.60	2015.60	n	(P-6925)	250.805	am	(P-15862/91; A-5335)
3113.40	3113.40	am	(P-11055/91; A-126)	250.820	am	(P-15862/91; A-5335)
6701.Ex.A	6701.Ex.A	am	(P-17013/91; A-5326)	250.825	am	(P-15862/91; A-5335)
TITLE 56	2008.Ap.N	r	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.855	n	(P-15862/91; A-5335)
120.100	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	250.860	n	(P-15862/91; A-5335)
120.110	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.100	r	(P-4626; C-6897)
120.120	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.110	r	(P-4626; C-6897)
120.130	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.120	r	(P-4626; C-6897)
120.140	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.200	r	(P-4626; C-6897)
120.150	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.210	r	(P-4626; C-6897)
120.160	2008.Ap.N	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.220	r	(P-4626; C-6897)
	2008.Ap.O	am	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.230	r	(P-4626; C-6897)
	2008.Ap.O	am	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.300	r	(P-4626; C-6897)
	2008.Ap.P	n	(P-14859/91; PF-1743; W-2956; A-2766; C-3590)	300.310	r	(P-4626; C-6897)
	2015.10	n	(P-6925)	300.400	r	(P-4626; C-6897)
	2015.20	n	(P-6925)	300.410	r	(P-4626; C-6897)
	2015.30	n	(P-6925)	300.420	r	(P-4626; C-6897)
	2015.40	n	(P-6925)	300.430	r	(P-4626; C-6897)
	2015.50	n	(P-6925)	300.440	n	(P-4626; C-6897)
	2015.60	n	(P-6925)	300.450	n	(P-4626; C-6897)
	3113.40	am	(P-11055/91; A-126)	300.460	n	(P-4626; C-6897)
	6701.Ex.A	am	(P-17013/91; A-5326)	300.500	n	(P-4626; C-6897)
		am		300.510	n	(P-4626; C-6897)
		am		300.520	n	(P-4626; C-6897)
		am		300.600	n	(P-4626; C-6897)
		n		300.610	n	(P-4626; C-6897)
		n		300.620	n	(P-4626; C-6897)
		n		300.630	n	(P-4626; C-6897)
		n		300.640	n	(P-4626; C-6897)
		n		300.700	n	(P-4626; C-6897)
		n		300.710	n	(P-4626; C-6897)
		n		300.720	n	(P-4626; C-6897)
		n		300.730	n	(P-4626; C-6897)

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TITLE 62 (CONT'D)		TITLE 68 (CONT'D)		TITLE 71		TITLE 74		TITLE 77			
240.1440	r	(P-14365/91; P-14679/91; A-2576)	870.505	n	(P-12094/91; A-3096)	1330.50	am	(P-5746)	2000.540	am	(P-1511)
			870.510	n	(P-12094/91; A-3096)	1330.55	am	(P-5746)	2300.10	n	(P-2310)
240.1440	n	(P-14365/91; P-14679/91; A-2576)	870.520	n	(P-12094/91; A-3096)	1330.70	am	(P-5746)	2300.30	n	(P-2310)
			870.525	n	(P-12094/91; A-3096)	1330.75	n	(P-5746)	2300.50	n	(P-2310)
240.1450	r	(P-14365/91; P-14679/91; A-2576)	1130.10	n	(P-2010)	1330.80	am	(P-5746)	2300.70	n	(P-2310)
			1130.20	n	(P-2010)	1330.90	am	(P-5746)			
240.1450	n	(P-14365/91; P-14679/91; A-2576)	1130.30	n	(P-2010)	1330.91	am	(P-5746)			
			1130.40	n	(P-2010)	1330.92	am	(P-5746)			
240.1460	r	(P-14365/91; P-14679/91; A-2576)	1130.50	n	(P-2010)	1330.93	am	(P-5746)			
			1130.60	n	(P-2010)	1330.94	am	(P-5746)			
240.1460	n	(P-14365/91; P-14679/91; A-2576)	1130.70	n	(P-2010)	1330.95	am	(P-5746)			
			1150.20	am	(P-2492/91; A-3143)	1330.96	am	(P-5746)			
240.1470	r	(P-14365/91; P-14679/91; A-2576)	1150.30	am	(P-2492/91; A-3143)	1330.99	am	(P-5746)			
			1150.40	am	(P-2492/91; A-3143)	1330.100	am	(P-5746)			
240.1500	r	(P-14365/91; P-14679/91; A-2576)	1150.50	am	(P-2492/91; A-3143)	1330.110	am	(P-5746)			
			1150.60	am	(P-2492/91; A-3143)	1330.120	am	(P-5746)			
240.1500	n	(P-14365/91; P-14679/91; A-2576)	1150.65	am	(P-2492/91; A-3143)	1330.130	am	(P-5746)			
			1150.70	am	(P-2492/91; A-3143)	1330.140	am	(P-5746)			
240.1510	n	(P-14365/91; P-14679/91; A-2576)	1150.80	am	(P-2492/91; A-3143)	1340.15	n	(P-11369/91; A-3175)			
			1150.90	am	(P-2492/91; A-3143)	1340.20	am	(P-11369/91; A-3175)			
240.1520	n	(P-14365/91; P-14679/91; A-2576)	1150.100	am	(P-2492/91; A-3143)	1340.30	am	(P-11369/91; A-3175)			
			1150.110	am	(P-2492/91; A-3143)	1340.40	am	(P-11369/91; A-3175)			
240.1530	n	(P-14365/91; P-14679/91; A-2576)	1150.11.A	am	(P-2492/91; A-3143)	1340.50	am	(P-11369/91; A-3175)			
			1150.80	am	(P-2492/91; A-3143)	1340.55	am	(P-11369/91; A-3175)			
2501.37	n	(P-2917) (E-2897)	1200.30	am	(P-14369/91; A-3169)	1340.60	am	(P-11369/91; A-3175)			
			1255.10	n	(P-17030/91; A-3194)	1340.65	am	(P-11369/91; A-3175)			
			1255.20	n	(P-17030/91; A-3194)	1340.66	n	(P-11369/91; A-3175)			
870.100	n	(P-12094/91; A-3096)	1255.30	n	(P-17030/91; A-3194)	1340.70	am	(P-11369/91; A-3175)			
870.105	n	(P-12094/91; A-3096)	1255.40	n	(P-17030/91; A-3194)	1450.175	am	(P-14375/91; A-3204)			
870.110	n	(P-12094/91; A-3096)	1255.50	n	(P-17030/91; A-3194)	1470.95	n	(P-18348/91; A-7009)			
870.115	n	(P-12094/91; A-3096)	1255.60	n	(P-17030/91; A-3194)						
870.120	n	(P-12094/91; A-3096)	1255.70	n	(P-17030/91; A-3194)						
870.200	n	(P-12094/91; A-3096)	1255.80	n	(P-17030/91; A-3194)						
870.210	n	(P-12094/91; A-3096)	1255.90	n	(P-17030/91; A-3194)						
870.215	n	(P-12094/91; A-3096)	1275.40	am	(P-5741)						
870.220	n	(P-12094/91; A-3096)	1275.50	am	(P-5741)						
870.225	n	(P-12094/91; A-3096)	1275.80	n	(P-5741)						
870.230	n	(P-12094/91; A-3096)	1310.20	am	(P-3784)						
870.235	n	(P-12094/91; A-3096)	1310.30	am	(P-3784)						
870.240	n	(P-12094/91; A-3096)	1310.40	am	(P-3784)						
870.245	n	(P-12094/91; A-3096)	1310.60	am	(P-3784)						
870.300	n	(P-12094/91; A-3096)	1310.70	am	(P-3784)						
870.305	n	(P-12094/91; A-3096)	1310.75	am	(P-3784)						
870.310	n	(P-12094/91; A-3096)	1310.80	am	(P-3784)						
870.315	n	(P-12094/91; A-3096)	1310.85	am	(P-3784)						
870.320	n	(P-12094/91; A-3096)	1310.90	am	(P-3784)						
870.325	n	(P-12094/91; A-3096)	1330.10	am	(P-5746)						
870.400	n	(P-12094/91; A-3096)	1330.20	am	(P-5746)						
870.405	n	(P-12094/91; A-3096)	1330.30	am	(P-5746)						
870.500	n	(P-12094/91; A-3096)	1330.40	am	(P-5746)						
TITLE 68 (CONT'D)		TITLE 71		TITLE 74		TITLE 77		TITLE 79		TITLE 80	
870.100	n	(P-12094/91; A-3096)	110.10	n	(P-3689)	330.120	am	(P-4338/91; A-651)	2000.540	am	(P-1511)
870.105	n	(P-12094/91; A-3096)	110.20	n	(P-3689)	330.330	am	(P-4338/91; A-651)	2300.10	n	(P-2310)
870.110	n	(P-12094/91; A-3096)	110.30	n	(P-3689)	350.120	am	(P-4280/91; A-594)	2300.30	n	(P-2310)
870.115	n	(P-12094/91; A-3096)	110.40	n	(P-3689)	350.330	am	(P-4280/91; A-594)	2300.50	n	(P-2310)
870.120	n	(P-12094/91; A-3096)	110.50	n	(P-3689)	350.3730	am	(P-4791)	2300.70	n	(P-2310)
870.200	n	(P-12094/91; A-3096)	110.60	n	(P-3689)	390.120	am	(P-4309/91; A-623)			
870.210	n	(P-12094/91; A-3096)	110.70	n	(P-3689)	390.330	am	(P-4309/91; A-623)			
870.220	n	(P-12094/91; A-3096)	110.80	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.230	n	(P-12094/91; A-3096)	110.90	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.240	n	(P-12094/91; A-3096)	111.00	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.250	n	(P-12094/91; A-3096)	111.10	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.260	n	(P-12094/91; A-3096)	111.20	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.270	n	(P-12094/91; A-3096)	111.30	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.280	n	(P-12094/91; A-3096)	111.40	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.290	n	(P-12094/91; A-3096)	111.50	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.300	n	(P-12094/91; A-3096)	111.60	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.310	n	(P-12094/91; A-3096)	111.70	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.320	n	(P-12094/91; A-3096)	111.80	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.330	n	(P-12094/91; A-3096)	111.90	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.340	n	(P-12094/91; A-3096)	112.00	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.350	n	(P-12094/91; A-3096)	112.10	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.360	n	(P-12094/91; A-3096)	112.20	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.370	n	(P-12094/91; A-3096)	112.30	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.380	n	(P-12094/91; A-3096)	112.40	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.390	n	(P-12094/91; A-3096)	112.50	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.400	n	(P-12094/91; A-3096)	112.60	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.410	n	(P-12094/91; A-3096)	112.70	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.420	n	(P-12094/91; A-3096)	112.80	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.430	n	(P-12094/91; A-3096)	112.90	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.440	n	(P-12094/91; A-3096)	113.00	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.450	n	(P-12094/91; A-3096)	113.10	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.460	n	(P-12094/91; A-3096)	113.20	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.470	n	(P-12094/91; A-3096)	113.30	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.480	n	(P-12094/91; A-3096)	113.40	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.490	n	(P-12094/91; A-3096)	113.50	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.500	n	(P-12094/91; A-3096)	113.60	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.510	n	(P-12094/91; A-3096)	113.70	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.520	n	(P-12094/91; A-3096)	113.80	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.530	n	(P-12094/91; A-3096)	113.90	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.540	n	(P-12094/91; A-3096)	114.00	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.550	n	(P-12094/91; A-3096)	114.10	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.560	n	(P-12094/91; A-3096)	114.20	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.570	n	(P-12094/91; A-3096)	114.30	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.580	n	(P-12094/91; A-3096)	114.40	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.590	n	(P-12094/91; A-3096)	114.50	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.600	n	(P-12094/91; A-3096)	114.60	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.610	n	(P-12094/91; A-3096)	114.70	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.620	n	(P-12094/91; A-3096)	114.80	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.630	n	(P-12094/91; A-3096)	114.90	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.640	n	(P-12094/91; A-3096)	115.00	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.650	n	(P-12094/91; A-3096)	115.10	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.660	n	(P-12094/91; A-3096)	115.20	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.670	n	(P-12094/91; A-3096)	115.30	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.680	n	(P-12094/91; A-3096)	115.40	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			
870.690	n	(P-12094/91; A-3096)	115.50	n	(P-3689)	692.10	n	(P-14389/91; A-4052)			

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TITLE 77 (CONT'D)		TITLE 77 (CONT'D)	
693.45	n	790.1950	am
693.100	am	790.1980	am
694.220	am	790.2020	am
750.5	am	790.2097	am
750.10	am	790.2100	am
750.100	am	790.2140	am
750.1000	am	790.2155	am
750.2000	n	790.2180	am
750.2010	n	790.2260	am
750.2020	n	790.2380	am
750.2030	n	790.2390	am
750.2031	n	790.2460	am
750.2040	n	790.2462	am
750.2050	n	790.2470	am
750.2060	n	790.2485	am
750.2070	n	790.2500	am
750.2080	n	790.2510	am
750.3000	n	790.2540	am
750.3100	n	790.2580	am
750.3200	n	790.2603	am
760.15	am	790.2605	am
760.20	am	790.2613	am
760.100	am	790.2617	am
760.110	am	790.2618	am
760.900	am	790.2620	am
760.2000	n	790.2661	am
760.2010	n	790.2780	am
760.2020	n	790.2805	am
760.2030	n	790.2900	am
760.2040	n	790.2902	am
760.2050	n	790.2904	am
760.2060	n	790.2980	am
760.2070	n	790.3021	am
760.2080	n	790.3027	am
760.2090	n	790.3029	am
760.2100	n	790.3049	am
760.2110	n	790.3054	am
760.2120	n	790.3085	am
760.2130	n	790.3100	am
760.2140	n	790.3260	am
760.2150	n	790.3300	am
760.2160	n	790.3308	am
760.2170	n	790.3315	am
760.2180	n	790.3340	am
760.2190	n	790.3420	am
760.2200	n	790.3437	am
760.2210	n	790.3472	am
760.2220	n		
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760.4080	n		
760.4090	n		
760.4100	n		
760.4110	n		
760.4120	n		
760.4130	n		
760.4140	n		
760.4150	n		
760.4160	n		
760.4170	n		
760.4180	n		
760.4190	n		
760.4200	n		
760.4210	n		
760.4220	n		
760.4230	n		
760.4240	n		
760.4250	n		
760.4260	n		
760.4270	n		
760.4280	n		
760.4290	n		
760.4300	n		
760.4310	n		
760.4320	n		
760.4330	n		
760.4340	n		
760.4350	n		
760.4360	n		
760.4370	n		
760.4380	n		
760.4390	n		
760.4400	n		
760.4410	n		
760.4420	n		
760.4430	n		
760.4440	n		
760.4450	n		
760.4460	n		
760.4470	n		
760.4480	n		
760.4490	n		
760.4500	n		
760.4510	n		
760.4520	n		
760.4530	n		
760.4540	n		
760.4550	n		
760.4560	n		
760.4570	n		
760.4580	n		
760.4590	n		
760.4600	n		
760.4610	n		
760.4620	n		
760.4630	n		
760.4640	n		
760.4650	n		
760.4660	n		
760.4670	n		
760.4680	n		
760.4690	n		
760.4700	n		
760.4710	n		
760.4720	n		
760.4730	n		
760.4740	n		
760.4750	n		
760.4760	n		
760.4770	n		
760.4780	n		
760.4790	n		
760.4800	n		
760.4810	n		
760.4820	n		
760.4830	n		
760.4840	n		
760.4850	n		
760.4860	n		
760.4870	n		
760.4880	n		
760.4890	n		
760.4900	n		
760.4910	n		
760.4920	n		
760.4930	n		
760.4940	n		
760.4950	n		
760.4960	n		
760.4970	n		
760.4980	n		
760.4990	n		
760.5000	n		
760.5010	n		
760.5020	n		
760.5030	n		
760.5040	n		
760.5050	n		
760.5060	n		
760.5070	n		
760.5080	n		
760.5090	n		
760.5100	n		
760.5110	n		
760.5120	n		
760.5130	n		
760.5140	n		
760.5150	n		
760.5160	n		
760.5170	n		
760.5180	n		
760.5190	n		
760.5200	n		
760.5210	n		
760.5220	n		
760.5230	n		
760.5240	n		
760.5250	n		
760.5260	n		
760.5270	n		
760.5280	n		
760.5290	n		
760.5300	n		
760.5310	n		
760.5320	n		
760.5330	n		
760.5340	n		
760.5350	n		
760.5360	n		
760.5370	n		
760.5380	n		
760.5390	n		
760.5400	n		

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TITLE 80		TITLE 81	
150.410	am	(P-4360)	200.715
150.420	am	(P-4360)	305.20
150.430	am	(P-4360)	410.360
302.80	am	(P-336)	440.200
303.102	am	(P-327)	445.40
303.115	n	(P-327)	445.50
303.125	am	(P-327)	445.70
303.175	n	(P-327)	500.335
303.290	am	(P-327)	535.100
303.385	n	(P-327)	757.10
304.51	n	(P-334)	757.15
310.100	am	(P-342) (E-711)	757.100
310.110	am	(P-12051/91; A-3450)	757.105
310.130	am	(P-12051/91; A-3450)	757.110
310.230	am	(P-342)	757.115
310.280	am	(P-12051/91; A-3450)	757.120
310.290	am	(P-12051/91; A-3450)	757.125
310.490	am	(P-6521) (E-6888)	757.130
310. Ap. A	am	(P-342) (E-711)	757.200
	am	RC-6899)	757.205
.Tb. A	am	(PP-7056)	757.210
.Tb. B	am	(PP-7056)	757.215
.Tb. C	am	(P-342)	757.220
.Tb. D	am	(P-342)	757.225
.Tb. E	am	(P-342)	757.230
.Tb. F	am	(P-342)	757.235
.Tb. G	am	(P-342)	757.240
.Tb. H	am	(P-342)	757.245
.Tb. I	am	(P-342)	757.300
.Tb. J	am	(P-342)	757. Ex. A
.Tb. K	am	(P-342)	757. Ex. B
.Tb. L	am	(P-342)	757. Ex. C
.Tb. O	am	(P-342)	757. Ex. D
.Tb. P	am	(P-342)	757. Ex. E
.Tb. Q	am	(P-342)	760.20
.Tb. R	am	(P-342)	
.Tb. S	am	(P-342)	770.10
.Tb. T	am	(PP-5068; RC-6899)	770.20
.Tb. V	am	(PP-5068; RC-6899)	770.30
.Tb. W	am	(P-342)	
.Tb. X	am	(P-342)	
.Tb. Y	am	(P-342)	110.190
.Tb. Z	am	(P-342)	130.310
310. Ap. B	am	(P-12051/91; A-3450)	180.101
1120.80	n	(P-5554) (E-6052)	180.130
2650.10	am	(P-3235)	180.140
2650.25	am	(P-3235)	180.145
2800.650	n	(P-15199/91; A-4831)	190.101
	am		190.110
	am		190.120

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TITLE 86 (CONT'D)		TITLE 89		TITLE 90	
190.170	am	(P-15958/91; A-4867)	3000.645	am	(P-3802)
190.175	am	(P-15958/91; A-4867)	3000.910	am	(P-3802)
430.110	am	(P-6762)	3000.1010	am	(P-3802)
430.125	n	(P-6762)	3000.1070	am	(P-3802)
430.160	am	(P-6762)			
435.120	am	(P-6777)			
435.140	am	(P-6777)			
435.160	am	(P-6777)			
460.101	am	(P-15417/91; A-4876)			
460.110	am	(P-15417/91; A-4876)			
480.101	am	(P-15422/91; A-3578)			
490.10	r	(P-16913/91; A-5988)			
490.20	r	(P-16913/91; A-5988)			
490.30	r	(P-16913/91; A-5988)			
490.40	r	(P-16913/91; A-5988)			
490.50	r	(P-16913/91; A-5988)			
490.60	r	(P-16913/91; A-5988)			
490.70	r	(P-16913/91; A-5988)			
490.80	r	(P-16913/91; A-5988)			
490.90	r	(P-16913/91; A-5988)			
490.100	r	(P-16913/91; A-5988)			
490.110	r	(P-16913/91; A-5988)			
490.120	r	(P-16913/91; A-5988)			
490.130	r	(P-16913/91; A-5988)			
490.140	r	(P-16913/91; A-5988)			
490.150	r	(P-16913/91; A-5988)			
490.160	r	(P-16913/91; A-5988)			
490.170	r	(P-16913/91; A-5988)			
490.180	r	(P-16913/91; A-5988)			
490.190	r	(P-16913/91; A-5988)			
490.200	r	(P-16913/91; A-5988)			
510.101	am	(P-16932/91; A-5990)			
510.110	am	(P-16932/91; A-5990)			
510.115	r	(P-16932/91; A-5990)			
510.120	am	(P-16932/91; A-5990)			
510.131	am	(P-16932/91; A-5990)			
510.145	am	(P-16932/91; A-5990)			
510.160	am	(P-16932/91; A-5990)			
3000.100	am	(P-3802)			
3000.200	am	(P-3802)			
3000.210	am	(P-3802)			
3000.220	am	(P-3802)			
3000.230	am	(P-3802)			
3000.245	am	(P-3802)			
3000.270	am	(P-3802)			
3000.420	am	(P-3802)			
3000.425	am	(P-3802)			
3000.610	am	(P-3802)			
3000.620	am	(P-3802)			
3000.625	am	(P-3802)			

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TITLE 89 (CONT'D)					
114.80	am	(P-15008/91; A-3512)	120.321	am	(P-12137/91; A-139)
114.120	am	(P-15008/91; A-3512)	120.322	am	(P-12137/91; A-139)
114.121	am	(P-15008/91; A-3512)	120.323	am	(P-12137/91; A-139)
114.122	r	(P-15008/91; A-3512)	121.63	am	(E-757) (P-6708)
114.123	r	(P-15008/91; A-3512)	121.72	am	(P-2420)
114.124	am	(P-15008/91; A-3512)	121.73	am	(P-2420)
114.128	am	(P-4216) (E-4540)	121.74	am	(P-6931)
114.135	am	(P-4216) (E-4540)	130.200	am	(P-6936)
114.400	am	(P-15008/91; A-3512)	140.2	am	(P-17171/91; A-174)
114.420	am	(P-15008/91; A-3512)			
116.500	am	(P-16623/91; A-5350)	140.5	am	(P-17171/91; A-174)
116.520	am	(P-16623/91; A-5350)	140.11	am	(P-6949/91; A-3552)
120.50	r	(P-12137/91; A-139)	140.13	am	(P-4708)
120.200	n	(P-12137/91; A-139)	140.14	am	(P-4708)
120.208	r	(P-12137/91; A-139)	140.16	am	(P-4708)
120.210	r	(P-12137/91; A-139)	140.19	am	(P-4708)
120.211	r	(P-12137/91; A-139)	140.27	am	(P-65) (E-300)
120.212	r	(P-12137/91; A-139)	140.31	n	(P-4708)
120.215	r	(P-12137/91; A-139)	140.32	n	(P-4708)
120.216	r	(P-12137/91; A-139)	140.33	n	(P-4708)
120.217	r	(P-12137/91; A-139)	140.34	n	(P-15933/91; A-6408)
120.218	r	(P-12137/91; A-139)	140.35	n	(P-15933/91; A-6408)
120.224	r	(P-12137/91; A-139)	140.413	am	(P-6719)
120.225	r	(P-12137/91; A-139)	140.440	am	(P-12171/91; A-4006)
120.230	r	(P-12137/91; A-139)	140.441	am	(P-12171/91; A-4006)
120.235	r	(P-12137/91; A-139)	140.442	am	(P-12171/91; A-4006)
120.236	r	(P-12137/91; A-139)	140.449	am	(P-12171/91; A-4006)
120.240	r	(P-12137/91; A-139)	140.469	am	(P-13685/91; A-3552)
120.245	r	(P-12137/91; A-139)	140.512	am	(P-13274/91; A-6849)
120.255	r	(P-12137/91; A-139)	140.514	am	(P-13274/91; A-6849)
120.260	r	(P-12137/91; A-139)	140.526	r	(P-11555/91; A-4006)
120.261	r	(P-12137/91; A-139)	140.527	r	(P-472)
120.262	r	(P-12137/91; A-139)	140.528	r	(P-472)
120.267	r	(P-12137/91; A-139)	140.529	r	(P-472)
120.270	r	(P-12137/91; A-139)	140.530	am	(P-15933/91; A-6408)
120.271	r	(P-12137/91; A-139)	140.538	am	(P-15933/91; A-6408)
120.272	r	(P-12137/91; A-139)	140.539	am	(P-472)
120.273	r	(P-12137/91; A-139)	140.543	am	(P-3045)
120.275	r	(P-12137/91; A-139)	140.552	am	(P-15933/91; A-6408)
120.276	r	(P-12137/91; A-139)	140.560	am	(P-5585/91; A-7017)
120.280	r	(P-12137/91; A-139)	140.561	am	(P-7482/91; A-3552)
120.281	r	(P-12137/91; A-139)	140.562	am	(P-15933/91; A-6408)
120.282	r	(P-12137/91; A-139)	140.565	n	(P-1492)
120.283	r	(P-12137/91; A-139)	140.566	am	(P-4708)
120.284	r	(P-12137/91; A-139)	140.569	am	(P-15933/91; A-6408)
120.285	r	(P-12137/91; A-139)	140.579	am	(P-3409)
120.290	r	(P-12137/91; A-139)	140.583	am	(P-15933/91; A-6408)
120.295	r	(P-12137/91; A-139)	140.600	n	(P-472)
120.319	am	(P-12137/91; A-139)	140.602	n	(P-472)
120.320	am	(P-12137/91; A-139)	140.604	n	(P-472)

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TITLE 89 (CONT'D)					
140.606	n	(P-472)	148.250	am	(P-15928/91; A-6255)
140.608	n	(P-472)	148.260	am	(P-15928/91; A-6255)
140.610	n	(P-472)	148.270	am	(P-15928/91; A-6255)
140.612	n	(P-472)	148.280	am	(P-15928/91; A-6255)
140.614	n	(P-472)	148.290	am	(P-15928/91; A-6255)
140.616	n	(P-472)	148.300	am	(P-15928/91; A-6255)
140.646	am	(P-6949/91; A-1877)	148.310	am	(P-15928/91; A-6255)
140.835	r	(P-15933/91; A-6408)	148.320	am	(P-15928/91; A-6255)
144.275	am	(P-15926/91; A-5898)	148.400	n	(P-15931/91; A-6195)
144.300	n	(P-7455/91; A-3497)	149.5	am	(P-15931/91; A-6195)
144.325	n	(P-7455/91; A-3497)	149.25	am	(P-15931/91; A-6195)
144.350	n	(P-5806)	149.50	am	(P-15931/91; A-6195)
144.375	n	(P-5806)	149.75	am	(P-15931/91; A-6195)
144.400	n	(P-5806)	149.100	am	(P-15931/91; A-6195)
144.405	n	(P-5806)	149.125	am	(P-15931/91; A-6195)
144.425	n	(P-5806)	149.150	am	(P-15931/91; A-6195)
144.450	n	(P-5806)	149.175	r	(P-15931/91; A-6195)
147.25	am	(P-4218)	149.200	r	(P-15931/91; A-6195)
147.50	am	(P-4218)	149.205	r	(P-15931/91; A-6195)
147.75	am	(P-4218)	149.225	r	(P-15931/91; A-6195)
147.150	am	(P-15940/91; A-6479)	149.250	r	(P-15931/91; A-6195)
147.150	am	(P-7501/91; A-4035)	149.275	r	(P-15931/91; A-6195)
147.150	am	(P-15940/91; A-6479)	149.300	r	(P-15931/91; A-6195)
147.150	am	(P-7501/91; A-4035)	149.305	r	(P-15931/91; A-6195)
147.150	am	(P-15940/91; A-6479)	149.325	r	(P-15931/91; A-6195)
147.150	am	(P-4218)	150.10	n	(E-2258)
147.150	am	(P-4218)	150.20	n	(E-2258)
147.150	am	(P-4218)	150.30	n	(E-2258)
147.150	am	(P-4218)	150.40	n	(E-2258)
147.150	am	(P-4218)	150.50	n	(E-2258)
147.150	am	(P-4218)	150.60	n	(E-2258)
147.150	am	(P-15928/91; A-6255)	160.5	am	(P-806/91; A-1852)
147.150	am	(P-15928/91; A-6255)	160.10	am	(P-806/91; A-1852)
147.150	am	(P-15928/91; A-6255)	160.20	am	(P-806/91; A-1852)
147.150	am	(P-15928/91; A-6255)	160.30	am	(P-2406)
147.150	am	(P-15928/91; A-6255)	230.45	am	(P-3605)
147.150	am	(P-15928/91; A-6255)	230.570	am	(P-3605)
147.150	am	(P-15928/91; A-6255)	240.400	am	(E-2630)
147.150	am	(P-15928/91; A-6255)	240.415	am	(E-2630)
147.150	am	(P-15928/91; A-6255)	240.430	am	(P-17007/91; M-2930)
147.150	am	(P-1786)			(E-17398/91; S-1744;
147.150	am	(P-15928/91; A-6255)			W-2955; M-2943)
147.150	am	(P-15928/91; A-6255)	240.435	am	(P-17007/91; M-2930)
147.150	am	(P-15928/91; A-6255)			(E-17398/91; S-1744;
147.150	am	(P-15928/91; A-6255)			W-2955; M-2943)
147.150	am	(P-15928/91; A-6255)	240.655	am	(E-4069; RC-6898)
147.150	am	(P-15928/91; A-6255)	240.720	am	(P-17007/91; M-2930)
147.150	am	(P-15928/91; A-6255)			(E-17398/91; S-1744;
147.150	am	(P-15928/91; A-6255)			W-2955; M-2943)
147.150	am	(P-15928/91; A-6255)			(E-2901)

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TITLE 89 (CONT'D)	am	n	(P-17007/91; M-2930)	674.20	(E-2690)	am	442.11.A	(P-13072/91; A-1685)
240.725		n	(E-17398/91; S-1744;	674.30	(E-2690)	r	442.11.E	(P-13072/91; A-1685)
		n	W-2955; M-2943)	674.40	(E-2690)	n	530.10	(P-2940/91; A-2193)
		n	(E-2901)	674.50	(E-2690)	r	530.10	(P-2940/91; A-2193)
240.726	n	r	(E-2688)	683.100	(E-2688)	r	530.20	(P-3003/91; A-2256)
240.800	am	am	(E-2630)	685.500	(P-14392/91; A-4529)	r	530.30	(P-3003/91; A-2256)
240.810	am	n	(E-2901)	685.550	(P-14392/91; A-4529)	n	530.30	(P-2940/91; A-2193)
240.825	am	am	(E-2901)	685.600	(P-16876/91; A-6868)	r	530.40	(P-3003/91; A-2256)
240.855	am	am	(E-2901)	714.30	(P-3067)	n	530.50	(P-2940/91; A-2193)
240.1600	am	am	(E-2901)	714.100	(P-3067)	n	530.60	(P-2940/91; A-2193)
240.1605	am	am	(P-4087)	714.110	(P-3067)	n	530.100	(P-2940/91; A-2193)
240.1610	am	am	(P-4087)	714.120	(P-3067)	r	530.101	(P-3003/91; A-2256)
240.1620	am	am	(P-4087)	714.130	(P-3067)	n	530.102	(P-3003/91; A-2256)
240.1625	am	am	(P-4087)	714.300	(P-3067)	r	530.103	(P-3003/91; A-2256)
240.1630	am	am	(P-4087)	787.10	(P-13027/91; A-2882)	r	530.104	(P-3003/91; A-2256)
240.1635	am	am	(P-4087)	787.20	(P-13027/91; A-2882)	r	530.105	(P-3003/91; A-2256)
240.1640	am	am	(P-4087)	787.30	(P-13027/91; A-2882)	r	530.106	(P-3003/91; A-2256)
240.1645	am	am	(P-4087)	787.40	(P-13027/91; A-2882)	r	530.107	(P-3003/91; A-2256)
240.1650	am	am	(P-4087)	787.50	(P-13027/91; A-2882)	r	530.108	(P-3003/91; A-2256)
240.1655	am	am	(P-4087)	845.10	(P-11572/91; A-2615)	n	530.109	(P-3003/91; A-2256)
240.1660	am	am	(P-4087) (C-5083)	845.20	(P-11572/91; A-2615)	r	530.110	(P-2940/91; A-2193)
240.1661	n	am	(P-4087) (C-5083)	845.30	(P-11572/91; A-2615)	r	530.110	(P-3003/91; A-2256)
240.1665	am	am	(P-4087)	845.40	(P-11572/91; A-2615)	n	530.111	(P-3003/91; A-2256)
305.10	#	am	(P-5403)	900.310	(P-12989/91; A-5311)	am	530.112	(P-3003/91; A-2256)
305.20	am	am	(P-5403)	900.321	(P-12989/91; A-5311)	am	530.113	(P-3003/91; A-2256)
305.30	am	am	(P-5403)	900.322	(P-12989/91; A-5311)	#	530.114	(P-3003/91; A-2256)
305.40	#	am	(P-5403)	900.330	(P-12989/91; A-5311)	am	530.115	(P-3003/91; A-2256)
305.50	am	am	(P-5403)	900.331	(P-12989/91; A-5311)	am	530.116	(P-3003/91; A-2256)
305.60	am	am	(P-5403)	900.342	(P-12989/91; A-5311)	am	530.117	(P-3003/91; A-2256)
305.70	n	am	(P-5403)	900.343	(P-12989/91; A-5311)	am	530.118	(P-3003/91; A-2256)
305.80	n	am	(P-5403)	900.345	(P-12989/91; A-5311)	am	530.119	(P-3003/91; A-2256)
305.90	#	am	(P-5403)	900.348	(P-12989/91; A-5311)	am	530.120	(P-2940/91; A-2193)
305.100	#	am	(P-5403)	1300.110	(P-5141/91; A-4819)	am	530.120	(P-3003/91; A-2256)
305.110	#	am	(P-5403)	1300.120	(P-5141/91; A-4819)	am	530.121	(P-3003/91; A-2256)
305.120	#	am	(P-5403)	1300.130	(P-5141/91; A-4819)	am	530.122	(P-3003/91; A-2256)
305.130	am	am	(P-5403)	1300.200	(P-5141/91; A-4819)	am	530.123	(P-3003/91; A-2256)
305.140	#	am	(P-5403)	1300.205	(P-5141/91; A-4819)	am	530.130	(P-2940/91; A-2193)
352.Ap.A	am	am	(P-13229/91; A-3924)	1300.210	(P-5141/91; A-4819)	am	530.140	(P-2940/91; A-2193)
406.2	am	am	(E-15088/91; M-2269)			am	530.150	(P-2940/91; A-2193)
510.10	am	am	(P-69)			am	530.200	(P-2940/91; A-2193)
510.20	am	am	(P-69)	44.30	(P-4807)	am	530.201	(P-3003/91; A-2256)
510.30	am	am	(P-69)	50.5	(P-6139)	am	530.202	(P-3003/91; A-2256)
510.40	am	am	(P-69)	50.10	(P-6139)	am	530.203	(P-3003/91; A-2256)
510.70	am	am	(P-69)	50.10	(P-6139)	am	530.210	(P-2940/91; A-2193)
510.90	am	am	(P-69)	50.20	(P-6139)	am	530.220	(P-2940/91; A-2193)
510.100	am	am	(P-69)	50.20	(P-6139)	am	530.225	(P-2940/91; A-2193)
510.110	am	am	(P-69)	50.30	(P-6139)	am	530.230	(P-2940/91; A-2193)
597.20	am	am	(P-3440)	50.30	(P-6139)	am	530.240	(P-2940/91; A-2193)
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		n		50.40	(P-6153)	am	530.260	(P-2940/91; A-2193)

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